

THE NATIONAL ARCHIVES  
LITTERA  
SCRIPTA  
MANET  
1934  
OF THE UNITED STATES

# FEDERAL REGISTER

VOLUME 11      NUMBER 47

Washington, Friday, March 8, 1946

## The President

### EXECUTIVE ORDER 9701

#### PROVIDING FOR THE RESERVATION OF RIGHTS TO FISSIONABLE MATERIALS IN LANDS OWNED BY THE UNITED STATES

By virtue of the authority vested in me as the President of the United States, it is hereby ordered as follows:

1. Public lands of the United States, including lands in Alaska, which contain or may contain substantial deposits of fissionable materials shall be subject to (a) disposal under all applicable public-land laws which authorize or permit a reservation to the United States of all minerals in the land, together with the right to enter upon the land and prospect for, mine, and remove such minerals: *Provided*, that the disposal is made subject to such reservation; and (b) lease, permit, or other authorization to use the land or its resources in accordance with applicable public-land laws: *Provided*, that every such lease, permit, or authorization which grants any right to remove minerals from such land, or which otherwise would preclude the United States from exercising its right to enter upon the land and prospect for, mine, and remove minerals, shall be made subject to a reservation to the United States of all fissionable materials in the land, together with the right to enter upon the land and prospect for, mine, and remove such materials.

2. So far as not in conflict with existing law, (a) all disposals of lands, other than public lands, heretofore or hereafter acquired by the United States or any instrumentality thereof, including lands in the territories and possessions of the United States, (b) all leases, permits, or other authorizations of whatever kind hereafter granted to remove minerals from such lands, and (c) all leases, permits or other authorizations which otherwise would preclude the United States from exercising its right to enter upon the lands and prospect for, mine, and remove minerals, shall reserve to the United States all fissionable materials in the lands, together with the right, at any and all times, to enter upon the lands and prospect for, mine, and

remove such materials: *Provided*, that no reservation under this paragraph shall interfere with the primary use of the land established or indicated by any act of Congress; *And provided further*, that no reservation shall be required by this paragraph whenever the Secretary of the Interior shall determine that the land affected does not contain substantial deposits of fissionable materials, or that, in view of all the circumstances, there is no reasonable probability that such materials are present in quantities sufficient to justify their extraction.

3. The term "fissionable materials" as used in this order means (a) all deposits from which the substances known as thorium, uranium (including uranium enriched as to one of its isotopes), and elements higher than uranium in the periodic table, can be refined or produced, and (b) all deposits from which there can be refined or produced other substances determined by the President by Executive order to be readily capable of or peculiarly related to transmutation of atomic species, the production of nuclear fission, or the release of atomic energy.

4. Executive Order No. 9613 of September 13, 1945, entitled "Withdrawing and Reserving for the Use of the United States Lands Containing Radio-active Mineral Substances" is hereby revoked: *Provided, however*, that all lands withdrawn or reserved by that order which contain or may contain substantial deposits of fissionable materials shall continue to remain withdrawn and reserved but shall be subject to the provisions of this order.

5. At 10:00 a. m. on the 28th day from the date on which this order is signed, the public lands released from withdrawal by the revocation of the said Executive Order No. 9613, shall, subject to valid existing rights, the provisions of existing withdrawals, and the prior provisions of this order, become subject to application, petition, location, and selection as follows:

(a) For a period of 90 days, commencing on the day and at the hour named above, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land

(Continued on p. 2371)

## CONTENTS

### THE PRESIDENT

EXECUTIVE ORDER:	Page
Fissionable materials in lands owned by U. S., reservation of rights .....	2369

### REGULATIONS AND NOTICES

AGRICULTURE DEPARTMENT. See also Commodity Credit Corporation.	
Director of Livestock Branch, delegations of authority (3 documents) .....	2372, 2386
ALIEN PROPERTY CUSTODIAN:	
Vesting orders, etc.:	
Ahrens, H., & Co. ....	2406
Bethmann, Gebrueder .....	2407
Bohme, H., & Co. ....	2407
Bracht, William .....	2407
Costs and expenses incurred in certain court actions:	
Arizona, Colorado, and Oregon .....	2395
California .....	2387
Connecticut .....	2404
Illinois (4 documents) .....	2393,
2396, 2400, 2405	
Massachusetts (2 documents) .....	2392, 2403
Minnesota, Michigan, Illinois, Indiana, and Ohio .....	2391
New Jersey .....	2389
New York (4 documents) .....	2391,
2397, 2398, 2402	
Pennsylvania, Louisiana, Florida, Maryland, and District of Columbia .....	2389
Deutsche Effecten- und Wechsel-Bank .....	2386
Deutsche Gold-und-Silber-Scheideanstalt, vormals Rossler .....	2386
Hamm, Amalia .....	2404
Neumeister, Charles W. ....	2408
Oldendorf, Charles A. H. ....	2400
Raschi, Christoff Stephen .....	2408
Stoeri, Ernst .....	2387
Tiedemann, Theodore .....	2400
Varga, Sophia .....	2408
CIVIL SERVICE COMMISSION:	
Temporary regulations; qualifications of applicants .....	2371





Published daily, except Sundays, Mondays, and days following legal holidays, by the Division of the Federal Register, the National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U.S.C., ch. 8B), under regulations prescribed by the Administrative Committee, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D. C.

The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended June 19, 1937.

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Book 1: Titles 1-10, including Presidential documents in full text.

Book 2: Titles 11-32.

Book 3: Titles 33-50, including a general index and ancillary tables.

#### CONTENTS—Continued

CIVILIAN PRODUCTION ADMINISTRATION:	Page
Suspension order; Ambassador Shirt Co.....	2374
COMMODITY CREDIT CORPORATION:	
Cover crop and hay and pasture seed loans and purchases.....	2372
FEDERAL POWER COMMISSION:	
Rules of practice and regulations and approved forms (Cott.).....	2374
FEDERAL TRADE COMMISSION:	
Cease and desist orders:	
Hanley, John.....	2373
Lane Drug Co.....	2373
IMMIGRATION AND NATURALIZATION SERVICE:	
Admission of alien spouses and alien minor children of citizen members of U. S. Armed Forces; racial eligibility and examination within U. S.....	2372
Primary inspection and detention; change in name of Brownsville Municipal Airport, and designation of Sault Ste. Marie Airport as temporary airport of entry.....	2372

#### CONTENTS—Continued

INTERIOR DEPARTMENT. See also	Page
Reclamation Bureau.	
Upper Mississippi River Wild Life and Fish Refuge, order closing area.....	2385
INTERSTATE COMMERCE COMMISSION:	
Box cars, unloading by railroads.....	2384
Box cars loaded at ports, free time.....	2384
Carbon black, prohibition of movement in bulk for export.....	2384
Demurrage charges:	
Closed box cars.....	2383
State Belt Railroad of California.....	2383
Fruits and vegetables, fresh or green; destination free time.....	2383
Grain, permit to load at Omaha and Council Bluffs, Nebr.....	2384
Grapefruit, reconsignment at Little Rock, Ark.....	2386
Oats, imported seed; prohibition of movement in bulk.....	2384
OFFICE OF PRICE ADMINISTRATION:	
Adjustments and pricing orders:	
Beaver Pipe Tools, Inc.....	2410
Bendix Aviation Corp.....	2410
Bortz, Earl E.....	2409
Ceracel Corp.....	2416
Cleveland Slag Co.....	2417
Gibson, Inc. (2 documents).....	2418, 2419
Hudson Motor Car Co.....	2416
J & M Distributing Co.....	2412
Johnson Furniture Co.....	2420
Johnson Wrecking Frog Co. et al.....	2418
Kirstin Co.....	2419
Lindemann, A. J., and Hover-son Co.....	2409
Moak Machine & Tool Co.....	2416
National Enameling and Stamping Co.....	2411
Ricci, Nina, S. A. R. L.....	2410
Sanders Pet Shop et al.....	2413
Sargent & Co. (3 documents).....	2411, 2412
Union Steel Products Co.....	2420
Union Underwear Co., Inc.....	2414
Coffee, green (RPS 50, Am. 14).....	2379
Consumer goods, certain articles, exemption and suspension from price control (SO 126, Am. 17; 18; 19) (3 documents).....	2375
Consumers goods other than apparel (MPR 188, Am. 73).....	2379
Foods, grains and cereals, feeds, tobacco and tobacco products, agricultural chemicals, insecticides and beverages (SO 132, Am. 18).....	2378
Fur felt (SO 108, Special Order 12).....	2413
Garments, outerwear; women's, girls', children's and infants' (RMPR 194, Am. 2 to Order A-1).....	2412
Hickory striking tool handle blanks and handles (2d Rev. SR 14, Am. 18).....	2379
Log sawing, custom, in Maine, New Hampshire and Vermont (RMPR 165, Supp. Service Reg. 68).....	2379

#### CONTENTS—Continued

OFFICE OF PRICE ADMINISTRATION—Continued.	Page
Manufacturers, small volume; reconversion pricing (SO 118, Am. 13).....	2377
Motor vehicles, commercial; rental on construction, road maintenance and housing projects (MPR 571, Order 3).....	2414
Oilcloth (MPR 478, Am. 2 to Order 157).....	2414
Packing and crating for War Department, Army Service Forces, at Austin, Tex. (MPR 586, Am. 5 to Supp. Storage Reg. 1).....	2380
Paperboard sold east of the Rocky Mts. (RPS 32, Am. 26).....	2378
Rayon, grey and certain finished, and other synthetic woven fabrics (SO 110, Am. 6).....	1376
Reconverting manufacturers, individual adjustments (Rev. SO 119, Am. 2).....	2378
Regional and district office orders. See also Adjustments.	
Community ceiling prices, list of orders filed.....	2424
Millwork, stock; Toledo, Ohio, area.....	2417
Screen doors, stock, and combination storm and screen doors, Denver region.....	2421
Solid fuels:	
Burlington and West Burlington, Iowa.....	2425
Detroit, Mich., area.....	2420
Indianapolis, Ind., area.....	2419
Rockford, Ill., area.....	2424
Twin Cities area.....	2421
Solid fuels sold and delivered by dealers (RMPR 122, Am. 41).....	2378
Tires and tubes, original equipment (RMPR 119, Am. 5).....	2378
RECLAMATION BUREAU:	
First form reclamation withdrawal:	
Blue River-South Platte Project, Colorado.....	2385
Boise Project, Idaho.....	2385
Klamath Project, California (2 documents).....	2385
SECURITIES AND EXCHANGE COMMISSION:	
Hearings, etc.:	
Associated Gas and Electric Co. et al.....	2427
Associated Gas & Electric Corp.....	2428
General Gas & Electric Corp. et al.....	2426
Gentilly Development Co., Inc.....	2429
Gulf and Ship Island Railroad Co.....	2427
Memphis Street Railway.....	2429
Middle West Corp. et al.....	2426
Oklahoma Gas & Electric Co.....	2430
Pennsylvania Edison Co.....	2428
Portland Electric Power Co. and Portland General Electric Co.....	2429
Union Producing Co.....	2427



## CONTENTS—Continued

SELECTIVE SERVICE SYSTEM:	Page
Separation Board for Conscientious Objectors, appointment of officers.....	2374
WAR ASSETS CORPORATION:	
Disposal agency offices, location.....	2380
Machinery, standard general purpose and special.....	2381
Scrap containing certain strategic metals, sales by owning agencies.....	2383
Surplus nonindustrial real property, authority to Federal Works Agency to negotiate lease.....	2380
WAR COMMUNICATIONS BOARD:	
Coastal and marine radio stations and facilities, cancellation of authority delegations.....	2380
WAR DEPARTMENT:	
Control of lighting within restricted zone, eastern military area; cross reference..	2373
Military areas, establishment; Eastern Defense Command..	2373

## CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Documents carried in the Cumulative Supplement by uncodified tabulation only are not included within the purview of this list.

TITLE 3—THE PRESIDENT:	Page
Chapter II—Executive orders:	
9613 <sup>1</sup> .....	2369
9701.....	2369
TITLE 5—ADMINISTRATIVE PERSONNEL:	
Chapter I—Civil Service Commission:	
Part 27—Temporary Civil Service regulations.....	2371
TITLE 6—AGRICULTURAL CREDIT:	
Chapter II—Production and Marketing Administration (Commodity Credit):	
Part 267—Cover crop and hay and pasture seed loans and purchases.....	2372
TITLE 8—ALIENS AND NATIONALITY:	
Chapter I—Immigration and Naturalization Service:	
Part 110—Primary inspection and detention.....	2372
Part 126—Admission of alien spouses and alien children of citizen members of the U. S. Armed Forces.....	2372
TITLE 9—ANIMALS AND ANIMAL PRODUCTS:	
Chapter II—Production and Marketing Administration (Livestock Branch):	
Part 201—Regulations under Packers and Stockyards Act.....	2372
TITLE 10—ARMY: WAR DEPARTMENT:	
Chapter X—Areas restricted for national defense purposes:	
PART 1002—Control of lighting within restricted zones..	2372

<sup>1</sup> See E.O. 9701.

## CODIFICATION GUIDE—Continued

TITLE 10—ARMY: WAR DEPARTMENT—Continued.	Page
Chapter X—Areas restricted for national defense purposes—Continued.	
Part 1005—Establishment of military areas.....	2373
TITLE 16—COMMERCIAL PRACTICES:	
Chapter I—Federal Trade Commission:	
Part 3—Digest of cease and desist orders (2 documents).....	2373
TITLE 18—CONSERVATION OF POWER:	
Chapter I—Federal Power Commission.....	2374
TITLE 32—NATIONAL DEFENSE:	
Chapter XV—Board of War Communications.....	2380
Chapter XXIII—War Assets Corporation:	
Part 8301—Designation of disposal agencies and procedures for reporting surplus property located within continental U. S., its territories and possessions.....	2380
Part 8305—Surplus nonindustrial real property.....	2380
Part 8313—Standard general purpose and special machinery.....	2381
Part 8317—Stock piling of strategic minerals, metals and materials.....	2383

laws, or the small-tract act of June 1, 1938 (52 Stat. 609, 43 U.S.C. sec. 682a), by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U.S.C. sec. 282), subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in this subdivision (2).

(b) For a period of 20 days immediately prior to the beginning of such 90-day period, such veterans, and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on the first day of the 90-day period, shall be treated as simultaneously filed.

(c) Commencing at 10:00 a. m. on the 91st day after the lands become subject to application, as hereinabove provided, any of the lands remaining unappropriated shall become subject to such application, petition, location, and selection by the public generally as may be authorized by the public-land laws.

(d) Application by the general public may be presented during the 20-day period immediately preceding such 91st day, and all such applications, together with those presented at 10:00 a. m. on

that day, shall be treated as simultaneously filed.

6. Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

7. Applications for these lands, which shall be filed in the appropriate District Land Office or, if there is no district land office in the State in which the land is situated, in the General Land Office, Washington, D. C., shall be acted upon in accordance with the regulations contained in section 295.8 of title 43 of the Code of Federal Regulations (Circular 324, May 22, 1914, 43 L. D. 254), and part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in subchapter I of title 43 of the Code of Federal Regulations, and applications under the desert-land laws and the small-tract act of June 1, 1938, shall be governed by the regulations contained in parts 232 and 257, respectively, of that title.

HARRY S. TRUMAN

THE WHITE HOUSE,  
March 4, 1946.

[F. R. Doc. 46-3647; Filed, Mar. 7, 1946;  
10:09 a. m.]

## Regulations

## TITLE 5—ADMINISTRATIVE PERSONNEL

## Chapter I—Civil Service Commission

## PART 27—TEMPORARY CIVIL SERVICE REGULATIONS

## QUALIFICATIONS OF APPLICANTS

The regulations issued under this part (11 F.R. 1424) are amended as follows:

§ 27.5 *Qualifications of applicants.* \* \* \*

(d) *Age limits.* The Commission may establish minimum and maximum age requirements in examinations. Any requirement as to age except a requirement determined by the Commission to be essential for the performance of the duties of the position shall be waived in the case of persons entitled to five- or ten-point preference under these regulations, and may be waived in the case of persons given indefinite appointments under Executive Order 9063.

By the United States Civil Service Commission.

[SEAL]

H. B. MITCHELL,  
President.

MARCH 5, 1946.

[F. R. Doc. 46-3717; Filed, Mar. 7, 1946;  
11:59 a. m.]



## TITLE 6—AGRICULTURAL CREDIT

## Chapter II—Production and Marketing Administration (Commodity Credit)

[1945 CCC Cover Crop and Hay and Pasture Seed Bulletin 1, Amdt. 5]

## PART 267—COVER CROP AND HAY AND PASTURE SEED LOANS AND PURCHASES

## MISCELLANEOUS AMENDMENTS

Pursuant to the provisions of section 302 of the Agricultural Adjustment Act of 1938, as amended (52 Stat. 43; 7 U. S. C., 1302), Commodity Credit Corporation has authorized the making of loans on cover crop and hay and pasture seed in accordance with the regulations in this part (1945 C. C. C. Cover Crop and Hay and Pasture Seed Bulletin 1, as amended; 10 F.R. 8987). Such regulations are hereby amended in the following respects:

The "Schedule of loan rates with basic specifications for percentage of seed purity, germination, maximum weed content, and maximum mixture of other crops for the various crop seeds" is amended (1) by inserting the following line after *Sericea Lespedeza*:

*Sericea Lespedeza* (*Lespedeza Sericea*) (Scarified) 98 90 " 20 1 5

and (2) by inserting a Footnote 14, reading as follows:

" Not to exceed 20 percent hard seed.

The "Schedule of Loan Rates Per 100 Pounds for Seed Not Meeting Specifications for Loan at Basic Rates" is amended by adding the following table:

## SERICEA LESPEDEZA (SCARIFIED)

[Difference of 1% pure seed=3% or \$0.60 deduction  
Difference of 5% germination=5% or \$1.00 deduction]

Kind of seed	Pure seed (percent)	Germination and hard seed			
		90 to 100%	85 to 90%	80 to 85%	75 to 80%
<i>Sericea lespedeza</i> (scarified).....	98	\$20.00	\$19.00	\$18.00	\$17.00
Maximum.....	97	19.40	18.40	17.40	16.40
1% weed seed.....	96	18.80	17.80	16.80	15.80
5% other crop seed.....	95	18.20	17.20	16.20	15.20
20% hard seed.....	94	17.60	16.60	15.60	14.60

(32 Stat. 43; 7 U.S.C., 1302)

[SEAL]

J. B. HUTSON,

President,

Commodity Credit Corporation.

[F. R. Doc. 46-3686; Filed, Mar. 7, 1946; 11:24 a. m.]

## TITLE 8—ALIENS AND NATIONALITY

## Chapter I—Immigration and Naturalization Service

## PART 110—PRIMARY INSPECTION AND DETENTION

CHANGE IN NAME OF BROWNSVILLE MUNICIPAL AIRPORT; DESIGNATION OF SAULT STE. MARIE AIRPORT AS A TEMPORARY AIRPORT OF ENTRY

The following amendments to § 110.3, Title 8, Chapter I, Code of Federal Regulations are hereby prescribed:

1. Section 110.3 (a) is amended by substituting "Brownsville, Tex., Rio Grande Valley International Airport at Brownsville, Texas" for "Brownsville, Tex., Municipal Airport" in the list of permanent ports of entry for aliens arriving in the United States by aircraft.

2. Section 110.3 (b) is amended by inserting "Sault Ste. Marie, Mich., Sault Ste. Marie Airport" between "San Juan, P. R., Isla Grande Airport" and "Skagway, Alaska, Skagway Municipal Airport" in the list of temporary ports of entry for aliens arriving in the United States by aircraft.

(Sec. 7 (d), 44 Stat. 572; 49 U.S.C. 177 (d); sec. 1, Reorg. Plan No. V, 3 CFR, Cum. Supp., Ch. IV)

TOM C. CLARK,  
Attorney General.

Approval recommended: February 15, 1946.

T. B. SHOEMAKER,  
Acting Commissioner of  
Immigration and Naturalization.

[F. R. Doc. 46-3649; Filed, Mar. 7, 1946; 10:12 a. m.]

## PART 126—ADMISSION OF ALIEN SPOUSES AND ALIEN MINOR CHILDREN OF CITIZEN MEMBERS OF THE UNITED STATES ARMED FORCES

## RACIAL ELIGIBILITY AND EXAMINATION WITHIN UNITED STATES

The following amendments to Part 126, Title 8, Chapter I, Code of Federal Regulations are hereby prescribed:

1. In § 126.1, the phrase which reads "an alien racially eligible to citizenship" is revoked and the following phrase inserted in its place: "an alien other than one barred by section 13 (c) of the Immigration Act of 1924".

2. In § 126.4 (a), the last sentence, which reads "An alien who has been admitted to the United States for a temporary stay and who desires to depart from the United States and to reenter permanently under the provisions of this part may execute Form I-135 before an immigrant inspector at the nearest immigration office and be preexamined at such office in the way prescribed in this paragraph for applicants prior to embarkation.", is revoked and the following sentence inserted in its place: "An alien who has been admitted to the United States for a temporary stay may execute Form I-135 before an immigrant inspector at any office of the Immigration and Naturalization Service and be examined at such office in the way prescribed in this paragraph for applicants prior to embarkation."

This order shall become effective at the time of filing with the Division of the Federal Register.

(Sec. 23, 39 Stat. 892, sec. 24, 43 Stat. 166, sec. 37 (a), 54 Stat. 675; 8 U.S.C. 102, 222, 458; sec. 1, Reorg. Plan No. V (3 CFR,

Cum. Supp., Ch. IV); 8 CFR, 1943 Supp., 90.1)

T. B. SHOEMAKER,  
Acting Commissioner of  
Immigration and Naturalization.

Approved: March 6, 1946.

TOM C. CLARK,  
Attorney General.

[F. R. Doc. 46-3650; Filed, Mar. 7, 1946; 10:12 a. m.]

## TITLE 9—ANIMALS AND ANIMAL PRODUCTS

## Chapter II—Production and Marketing Administration, Livestock Branch

## PART 201—REGULATIONS UNDER THE PACKERS AND STOCKYARDS ACT

## DELEGATION OF AUTHORITY

1. Pursuant to the authority vested in me by a delegation of authority from the Acting Secretary of Agriculture, dated August 25, 1945 (10 F.R. 10988) there is hereby delegated to the Director of the Livestock Branch, in connection with the administration of the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.), authority (a) to sign and issue orders of inquiry and notices of hearing instituting disciplinary and rate proceedings, (b) to enter into stipulations and other forms of agreement with registrants and licensees, (c) to issue and transmit licenses to applicants who qualify to engage in the business of marketing live poultry, and (d) to issue and transmit certificates of registration to market agencies and dealers who qualify to engage in the business of marketing livestock.

2. The Director of the Livestock Branch may, in his discretion, redelegate the authority granted herein to the Chief, Packers and Stockyards Division, Livestock Branch.

Done at Washington, D. C., this 6th day of March 1946.

[SEAL]

G. T. PEYTON,  
Acting Assistant Administrator  
for Regulatory and Marketing  
Service Work, Production  
and Marketing Administration.

[F. R. Doc. 46-3687; Filed, Mar. 7, 1946; 11:24 a. m.]

## TITLE 10—ARMY: WAR DEPARTMENT

## Chapter X—Areas Restricted for National Defense Purposes

## PART 1002—CONTROL OF LIGHTING WITHIN RESTRICTED ZONES

## EASTERN MILITARY AREA

CROSS REFERENCE: For rescission of § 1002.2 see Part 1005 of this chapter, *infra*.



[Public Proc. 9]

## PART 1005—ESTABLISHMENT OF MILITARY AREAS

## EASTERN DEFENSE COMMAND

To: The people within the States of Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, North Carolina, South Carolina, Georgia, Florida, Michigan, Alabama, Mississippi, Louisiana, Texas, New Mexico and Tennessee and the District of Columbia.

Whereas, under authority contained in Executive order of the President No. 9066, dated February 19, 1942 (7 F.R. 1407) the Eastern Military Area was prescribed by Public Proclamation No. 1, Headquarters Eastern Defense Command and First Army, dated May 16, 1942 (7 F.R. 3830) the Sault Ste. Marie Military Area was prescribed by Public Proclamation No. 1, Headquarters Central Defense Command, dated March 22, 1943 (9 F.R. 1912) and Florida Military Area No. 1, Alabama Military Area No. 1, Mississippi Military Area No. 1, Louisiana Military Area No. 1, Texas Military Area No. 1, and New Mexico Military Area No. 1 were prescribed by Public Proclamation No. 1, Headquarters Southern Defense Command, dated May 30, 1942 (§ 1005.1-7 F.R. 6754) and Military Area No. 1 of the State of Tennessee was prescribed by Public Proclamation No. 2, Headquarters Southern Defense Command, dated March 25, 1943 (§ 1005.4-8 F.R. 8924) and regulations and restrictions have been promulgated thereunder; and

Whereas, the present military situation no longer requires as a matter of military necessity the continuance of the Sault Ste. Marie Military Area, Florida Military Area No. 1, Alabama Military Area No. 1, Mississippi Military Area No. 1, Louisiana Military Area No. 1, Texas Military Area No. 1, New Mexico Military Area No. 1, the regulations and restrictions promulgated in respect thereof, and certain regulations and restrictions promulgated in respect of the Eastern Military Area;

Now, therefore, I, Kenneth P. Lord, Brigadier General, U. S. Army, by virtue of the authority vested in me by the President of the United States and by the Secretary of War do hereby order and proclaim that:

1. Public Proclamation No. 1, Headquarters Central Defense Command, dated March 22, 1943 (9 F.R. 1912) and Public Proclamation No. 6, Headquarters Eastern Defense Command, dated January 15, 1944 (9 F.R. 1912); Public Proclamation No. 1, Headquarters Southern Defense Command, dated May 30, 1942 (§1005.1-7 F.R. 6754) and so much of Public Proclamation No. 8, Headquarters Eastern Defense Command, dated January 1, 1945 (10 F.R. 773) as relates to said Public Proclamation No. 1, Headquarters Southern Defense Command; Public Proclamation No. 4, Headquarters Eastern Defense Command and First Army, dated January 27, 1943 (§1002.2-8 F.R. 1331); paragraphs 3 and 4 of Public Proclamation No. 1, Headquarters Eastern Defense Command and First Army, dated May 16, 1942 (7 F.R. 3830);

§ 1005.2 (i) (1), (2), (8) and (11) of Public Proclamation No. 2, Headquarters Eastern Defense Command and First Army, September 7, 1942 (7 F.R. 7335); § 1005.5 (c) (1), (3) and (4) of Public Proclamation No. 5, Headquarters Eastern Defense Command and First Army, August 9, 1943 (8 F.R. 11333) and all orders, restrictions and regulations issued and still outstanding under the foregoing proclamations or sections of proclamations, be and are hereby rescinded.

2. Service Commanders concerned will take necessary steps to rescind any outstanding orders, restrictions, or regulations issued in respect of the Public Proclamation or sections of Proclamation rescinded by the preceding paragraph.

[SEAL] KENNETH P. LORD,  
Brigadier General, U. S. Army,  
Commanding.

Confirmed: February 28, 1946.

EDWARD F. WITSELL,  
Major General,  
The Adjutant General.

[F. R. Doc. 46-3679; Filed, Mar. 7, 1946;  
11:15 a. m.]

## TITLE 16—COMMERCIAL PRACTICES

## Chapter I—Federal Trade Commission

[Docket No. 4714]

## PART 3—DIGEST OF CEASE AND DESIST ORDERS

JOHN HANLEY

§ 3.6 (n) *Advertising falsely or misleadingly—Nature—Product:* § 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or service.* In connection with offer, etc., in commerce, of respondent's mechanical device formerly designated "Whirlgas Supercharger" and now designated "Whirlgas Turbinator", or any other device of substantially similar construction or possessing substantially similar characteristics, under whatever name sold, representing, directly or by implication: (1) that said device is a supercharger, or that it acts as or performs the functions of a supercharger; (2) that said device increases the normal speed or flow of gas vapor entering the combustion chambers of an automotive engine, or increases the explosive power of such vapor; (3) that said device increases the power of an automotive engine; (4) that said device saves gasoline or oil; (5) that said device reduces the carbon monoxide content of the exhaust from an automotive engine; (6) that said device has any effect upon the formation of carbon; or (7) that said device causes a motor to operate at an even temperature, or that it prevents vapor-lock; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, John Hanley, Docket 4714, February 20, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 20th day of February, A. D. 1946.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of respondent, testimony and other evidence introduced before trial examiners of the Commission theretofore duly designated by it, reports of the trial examiners upon the evidence and the exceptions thereto, and briefs in support of and in opposition to the complaint (oral argument not having been requested), and the Commission having made its findings as to the facts and its conclusion that the respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent, John Hanley, an individual, and his agents, representatives, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution in commerce as "commerce" is defined in the Federal Trade Commission Act, of respondent's mechanical device formerly designated "Whirlgas Supercharger" and now designated "Whirlgas Turbinator," or any other device of substantially similar construction or possessing substantially similar characteristics, under whatever name sold, do forthwith cease and desist from representing, directly or by implication:

1. That said device is a supercharger, or that it acts as or performs the functions of a supercharger.

2. That said device increases the normal speed or flow of gas vapor entering the combustion chambers of an automotive engine, or increases the explosive power of such vapor.

3. That said device increases the power of an automotive engine.

4. That said device saves gasoline or oil.

5. That said device reduces the carbon monoxide content of the exhaust from an automotive engine.

6. That said device has any effect upon the formation of carbon.

7. That said device causes a motor to operate at an even temperature, or that it prevents vapor-lock.

It is further ordered, That the respondent shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which he has complied with this order.

By the Commission.

[SEAL]

A. N. ROSS,  
Acting Secretary.

[F. R. Doc. 46-3681; Filed, Mar. 7, 1946;  
11:21 a. m.]

[Docket No. 5389]

## PART 3—DIGEST OF CEASE AND DESIST ORDERS

LANE DRUG CO.

§ 3.6 (n) *Advertising falsely or misleadingly—Nature—Product:* § 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or service.* In connection with the offering for sale, sale or distribution of respondent's medicinal preparation designated as Pantothenate Tablets, or any



preparation of substantially similar composition or possessing substantially similar properties, whether sold under the same or any other name, disseminating, etc., any advertisements by means of the United States mails, or in commerce, or by any means to induce, etc., purchase in commerce, etc., of said preparation, which advertisements represent, directly or by implication, (a) that said preparation is an anti-gray hair vitamin; (b) that said preparation will restore the original natural color to gray hair; (c) that said preparation is a cure or remedy for or will prevent falling hair; (d) that said preparation will restore vitality and luster to the hair; (e) that said preparation will improve the condition of the scalp or nourish the hair roots; or (f) that said preparation will grow hair on bald heads; prohibited. (Sec. 5, 38 Stat. 719 as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, The Lane Drug Company, Docket 5389, February 25, 1946]

At a regular session of the Federal Trade Commission held at its office in the City of Washington, D. C., on the 25th day of February, A. D. 1946.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, and the answer of the respondent, in which answer respondent admits all the material allegations of fact set forth in said complaint and states that it waives all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and its conclusion that said respondent has violated the provisions of the Federal Trade Commission Act:

*It is ordered*, That the respondent, The Lane Drug Company, a corporation, and its officers, representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of respondent's medicinal preparation designated as Pantothenate Tablets, or any preparation of substantially similar composition or possessing substantially similar properties, whether sold under the same or any other name, do forthwith cease and desist from:

(1) Disseminating or causing to be disseminated by means of the United States mails or by any means in commerce, as "commerce" is defined in the Federal Trade Commission Act, any advertisement which represents, directly or by implication:

(a) That said preparation is an anti-gray hair vitamin.

(b) That said preparation will restore the original natural color to gray hair.

(c) That said preparation is a cure or remedy for or will prevent falling hair.

(d) That said preparation will restore vitality and luster to the hair.

(e) That said preparation will improve the condition of the scalp or nourish the hair roots.

(f) That said preparation will grow hair on bald heads.

(2) Disseminating or causing to be disseminated by any means any advertisement for the purpose of inducing or which is likely to induce, directly or indi-

rectly, the purchase in commerce, as "commerce" is defined in the Federal Trade Commission Act, of respondent's preparation, which advertisement contains any representation prohibited in paragraph (1) hereof.

*It is further ordered*, That respondent shall within sixty (60) days after service upon it of this order file with the Commission a report in writing setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL]

A. N. ROSS,  
Acting Secretary.

[F. R. Doc. 46-3680; Filed, Mar. 7, 1946;  
11:21 a. m.]

## TITLE 18—CONSERVATION OF POWER

### Chapter I—Federal Power Commission

[Order No. 124]

#### RULES OF PRACTICE AND REGULATIONS AND APPROVED FORMS

##### MISCELLANEOUS AMENDMENTS

##### Correction

In Federal Register Document 46-1885, appearing at page 1268 of the issue of Saturday, February 2, 1946, the following changes should be noted:

1. The date "July 11, 1938" should read "June 1, 1938" wherever it appears.

2. In the first sentence of the eleventh paragraph of § 39.4 the word "proceeding" should read "procedure".

## TITLE 32—NATIONAL DEFENSE

### Chapter VI—Selective Service System

[Operations Order 40-A]

#### SEPARATION BOARD FOR CONSCIENTIOUS OBJECTORS

##### APPOINTMENT OF OFFICERS

Under and by virtue of the authority vested in me by the Selective Training and Service Act of 1940, as amended, I hereby order:

1. The following officers are appointed to the Separation Board for Conscientious Objectors created by Operations Order No. 39, dated May 19, 1945, as amended by Operations Order No. 39-A, dated March 4, 1946:

Colonel Raymond T. Higgins, Colonel Percival S. Moses, Lt. Colonel Harry H. Fisk, Major Neal M. Wherry, and 1st Lieutenant Ralph P. Needle.

2. The Assistant Director, Camp Operations, is authorized to designate a recorder for said board.

3. Order of the Director—Operations Order No. 40, dated May 19, 1945, is hereby rescinded.

LEWIS B. HERSHEY,  
Director.

MARCH 6, 1946.

[F. R. Doc. 46-3620; Filed, Mar. 6, 1946;  
4:25 p. m.]

## Chapter IX—Civilian Production Administration

**AUTHORITY:** Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

### PART 1010—SUSPENSION ORDERS

[Suspension Order S-930]

#### AMBASSADOR SHIRT CO.

Nathan Rosenberg, doing business as The Ambassador Shirt Company, at 1427 Vine Street, Philadelphia, Pa., is engaged principally in the manufacture of men's and boys' shirts. On January 2, 1946 a temporary suspension order was issued directing it to immediately cancel outstanding CC rated textile orders for fabrics in excess of those authorized for the fourth quarter of 1945 and to place no CC rated orders for such textiles for the first quarter of 1946. During the fourth quarter of 1945 the Ambassador Shirt Company ordered 15,500 yards of cotton fabric on orders bearing preference ratings of CC, although the company was authorized on Form WPB 3732 on the program under Schedule C of Conservation Order M-328-B of the Civilian Production Administration to place orders bearing CC ratings during the fourth quarter of 1945 for 9,692 yards of cotton goods. The placing of CC rated orders for 5,808 yards of cotton fabrics in excess of the amount authorized constituted a violation of Priorities Regulation No. 3. This violation has interfered with the controls established by the Civilian Production Administration. In view of the foregoing, it is hereby ordered that:

§ 1010.930 *Suspension Order No. S-930.* (a) The temporary suspension order issued to Ambassador Shirt Company on January 2, 1946 is hereby revoked.

(b) Ambassador Shirt Company shall reduce the amount of cotton fabrics, for which it may be authorized to extend ratings during the first quarter of 1946 under Schedule C of Order M-328-B, by the amount of 5,808 yards.

(c) Nothing contained in this order shall be deemed to relieve Ambassador Shirt Company from any restriction, prohibition or provision contained in any other order or regulation of the Civilian Production Administration, except insofar as the same may be inconsistent with the provisions hereof.

(d) The restrictions and provisions contained herein shall apply to Nathan Rosenberg, doing business as Ambassador Shirt Company, his successors and assigns, or persons acting in his behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

(e) Nathan Rosenberg, doing business as Ambassador Shirt Company, shall refer to this order in any application or appeal that he may file with the Civilian Production Administration during the



first quarter of 1946 dealing with his use of textiles.

Issued this 6th day of March 1946.

**CIVILIAN PRODUCTION ADMINISTRATION,**

By J. JOSEPH WHELAN,

*Recording Secretary.*

[F. R. Doc. 46-3636; Filed, Mar. 6, 1946; 4:37 p. m.]

**Chapter XI—Office of Price Administration**

**PART 1305—ADMINISTRATION**

[SO 126, Amdt. 17]

**EXEMPTION AND SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS FROM PRICE CONTROL**

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Supplementary Order 126 is amended in the following respects:

**1. Section 2 (b) is amended by:**

a. Adding the following items of household accessories:

Chrome or chrome trimmed, or silver plated carafes, jug sets or vacuum coffee servers sold for household or personal use.

Cocktail shakers, ice bowls and buckets. High lead content crystal glassware, completely hand fashioned without the use of moulds or rings.

b. Changing the item "Christmas tree ornaments, etc.," to read as follows:

Christmas tree ornaments, including electric light bulbs, cords and sets.

c. Listing the item "Figurines and ornamental statuary", etc., as a separate item from the "Christmas tree ornaments" item.

**2. Section 2 (c) is amended by adding the following items of housewares:**

Kitchenware items, when sold under the following conditions: to consumers for \$3.00 or less, to dealers for \$2.00 or less, to jobbers for \$1.50 or less.

Portable household and picnic-type ice chests.

**3. Section 2 (e) is amended to read as follows:**

(e) The following articles of sporting goods:

Aquatic sporting goods other than apparel and shoes.

Archery equipment other than apparel.

Badminton equipment other than apparel and shoes.

Baseball equipment except shoes.

Basketball equipment except shoes.

Boats, 25 ft. or less in length, except toy boats. (See SO 129 covering boats over 25 ft. in length.)

Bowling and billiard equipment and accessories except apparel and shoes.

Boxing, wrestling and striking bag equipment except apparel and shoes.

New canoes and accessories except sails.

Cartridge case trimmers, reloaders, swedgers and reshapers for use in hand loading ammunition.

Clay pigeons and traps for releasing clay pigeons.

Croquet sets and equipment.

Custom-built (uncatalogued), or rebuilt enhanced guns.

Decoys, bird and game.

Exercise equipment: Dumbbells, elastic chest pulls, grip developers, Indian clubs, medicine balls, steel spring exercisers, wands and home exercise machines.

Fencing equipment except shoes.

Field hockey equipment except shoes.

Fishing tackle.

Football equipment except shoes.

Game calls, bird and game.

Golf equipment except apparel and shoes.

Gymnasium apparatus.

Ice hockey equipment.

Ice skates and combinations of shoes and skates, but not shoes without skates.

Paddle tennis equipment.

Playground apparatus.

Shuffleboard equipment.

Skis and ski equipment except apparel and shoes.

Snowshoes.

Soccer equipment, except shoes.

Softball equipment, except shoes.

Squash equipment other than apparel and shoes.

Table tennis equipment.

Tennis equipment except apparel and shoes.

Toboggans, bobsleds and equipment except apparel and shoes.

Volley ball equipment, except apparel and shoes.

The following items of track and field equipment: Javelins, discus, athletic shot, toe boards, athletic hammer, vaulting poles, vaulting and jump standards.

**4. Section 2 (h) is amended by adding the following item to the list of floor coverings:**

Navajo rugs, genuine, woven by Indians.

**5. Section 2 (j) is amended by adding the following item to the list of professional goods:**

Artists' supplies such as, but not limited to easels, pallets, drawing boards and water colors.

**6. Section 2 (k) is amended by:**

a. Adding the following items to the list of equipment and supplies:

The following items of industrial safety clothing designed for protection against specific industrial hazards: coats, pants, suits, aprons, sleeves, gloves and like articles containing metal and mineral insulation or reinforcement or fabric or leather specially treated to resist extreme heat, cold or chemical free agents, but not including gloves, sleeves, aprons and like articles made of natural, synthetic and substitute rubber, or work clothes or work gloves.

b. Changing the item "Coin operated machines" etc., to read as follows:

Coin operated machines such as, but not limited to, scales, vending machines, amusement machines, music machines, and cabinets manufactured exclusively for such machines, but not including domestic laundry equipment, electrical household appliances, or business machines.

**7. Section 2 (L) is amended by adding the following miscellaneous items:**

Cow bells, bull rings, cattle leaders and bull snaps.

Gas masks, safety goggles and respirators.

Tent supports.

Unglazed flower pots.

**8. Section 7 is amended by adding the following items:**

Electric lamp bulbs (incandescent, fluorescent, gaseous, therapeutic, carbon, arc).

Phonograph records, record albums, electrical transcriptions and record blanks, except those exempted under Section 2 (k) of this order.

Stem and footed glassware.

Vitrified and semi-vitrified dinnerware sold for commercial or institutional use.

This amendment shall become effective on the 6th day of March 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,

*Administrator.*

[F. R. Doc. 46-3622; Filed, Mar. 6, 1946; 4:30 p. m.]

**PART 1305—ADMINISTRATION**

[SO 126, Amdt. 18]

**EXEMPTION AND SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS FROM PRICE CONTROL**

A statement of considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 126 is amended in the following respects:

Section 7 (a) is amended by adding the following articles to the list contained therein:

Ammunition for small arms.

Small firearms and parts, sights and cleaning rods.

This amendment shall become effective on March 6, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,

*Administrator.*

[F. R. Doc. 46-3623; Filed, Mar. 6, 1946; 4:30 p. m.]

**PART 1305—ADMINISTRATION**

[SO 126, Amdt. 19]

**EXEMPTION AND SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS FROM PRICE CONTROL**

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 126 is amended in the following respects:

Section 2 (e) is amended by adding the following articles to the list contained therein:

Musical instruments, parts, and accessories but not including metallic strings, leather and leather covered instrument cases, piano benches and chairs and music cabinets.

This amendment shall become effective March 6, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,

*Administrator.*

[F. R. Doc. 46-3624; Filed, Mar. 6, 1946; 4:30 p. m.]



## PART 1305—ADMINISTRATION

[SO 110, Amdt. 6]

MANUFACTURERS' MAXIMUM AVERAGE PRICE  
FOR GREY AND CERTAIN FINISHED RAYON  
AND OTHER SYNTHETIC WOVEN FABRICS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 110 is amended in the following respects:

1. Footnote 2 is added to the end of subparagraphs (10), (11), and (12) of section 2 to read as follows:

<sup>2</sup> The last sentence of this subparagraph shall not apply to a manufacturer whose maximum average price has been established by the Administrator under paragraph (c) of section 5 or under section 14.

2. Paragraph (f) is added to section 4 to read as follows:

(f) Any premium which is or may be permitted, under Revised Price Schedule No. 23—Rayon Grey Goods, to certain manufacturers of serge and twill linings, 88 to 140 sley, shall be disregarded by these manufacturers in determining their weighted average prices for the quarters in which the premium is permitted.

3. Section 6 is amended to read as follows:

Sec. 6. *Maximum average price limitation*—(a) "Surcharge" and "credit"—(1) "Surcharge".<sup>2</sup> If a manufacturer's weighted average price for any quarter exceeds his increased maximum average price<sup>1</sup> for that quarter, he has incurred a surcharge. The dollar amount of the surcharge is computed by first finding the difference between the manufacturer's weighted average price for the quarter and the above-mentioned increased maximum average price and then multiplying that difference by the number of yards of fabrics subject to this order delivered during the quarter.

(2) "Credit".<sup>3</sup> If a manufacturer's weighted average price for any quarter is less than his maximum average price for that quarter as determined under section 5<sup>4</sup> he has earned a "credit". The dollar amount of the "credit" is computed by first finding the difference between the manufacturer's weighted

average price and his maximum average price for the quarter as determined under section 5<sup>4</sup> and then multiplying that difference by the number of yards of fabrics subject to this order delivered during the quarter.

(3) "Limited credit".<sup>5</sup>—(i) *Manufacturer not using category basis*. If for the fourth quarter of 1945 or for any subsequent quarter a manufacturer's weighted average price is less than his increased maximum average price<sup>1</sup> and he had a net surcharge at the beginning of the quarter which has not been offset by a credit earned during the quarter under section 6 (a) (2), he has earned a limited credit. The limited credit shall in no event be more than the amount which remains of the net surcharge existing at the beginning of the quarter after deducting any credit earned during the quarter under section 6 (a) (2). With this qualification, the amount of the limited credit shall be the dollar amount obtained by (a) selecting the manufacturer's weighted average price or his maximum average price<sup>1</sup> for the quarter, whichever is higher; (b) subtracting the price so selected from the manufacturer's increased maximum average price for the quarter; and (c) multiplying the difference so obtained by the number of yards of fabric subject to this order delivered during the quarter.

(ii) *Manufacturer using the category basis*. If for any category for the fourth quarter of 1945 or for any subsequent quarter a manufacturer's weighted average price is less than his increased maximum average price, and if at the end of the quarter his surcharges for the category exceed his credits for the category for all quarters taken together, he has earned a limited credit in the category. The limited credit shall in no event be more than the amount by which at the end of the quarter his surcharges exceed his credits for the category for all quarters taken together. With this qualification, the amount of the limited credit for the category shall be the dollar amount obtained by (a) selecting the manufacturer's category weighted average price or his category maximum average price for the quarter, whichever is higher; (b) subtracting the price so selected from the manufacturer's increased category maximum average price for the quarter; and (c) multiplying the difference so obtained by the number of yards of fabric in the category delivered during the quarter.

(b) "Net surcharge" (1) At the end of each quarter a manufacturer must determine whether he has a "net surcharge," and if so, the amount of it.

(2) A manufacturer is left with a "net surcharge" if and to the extent that the total of his surcharges exceeds the total of his credits (including "limited credits") for all quarters since July 1, 1945 (and for all categories) taken together.

(c) *Make-up rule to be observed by manufacturer having net surcharges at end of each of two consecutive quarters*. Any manufacturer who has a net surcharge at the end of two consecutive quarters shall not after March 31, 1946, deliver fabrics subject to this order at a gross price per yard above his increased

maximum average price<sup>1</sup> until he has made up the net surcharge existing at the end of the second such quarter.

(d) *When a net surcharge is made up and make-up rule ceases to apply*. A net surcharge is "made-up" when (1) the manufacturer's increased maximum average price<sup>1</sup> multiplied by the number of yards of fabrics subject to this order delivered by the manufacturer since becoming subject to the make-up rule, less (2) the "total gross dollar amount charged" (see paragraph (a) (1) of section 4) for those goods, equals (3) the net surcharge which was to be made up. Once the manufacturer has made up his net surcharge, his operations under the "make-up rule" cease. However, a manufacturer must resume observance of the "make-up rule" whenever he has again incurred a net surcharge for each of two consecutive quarters. It should be noted that a manufacturer has necessarily "again incurred a net surcharge for each of two consecutive quarters" if he incurs a surcharge for a quarter in which he makes up a previous net surcharge. For the purposes of this paragraph, a manufacturer shall be deemed to have become subject to the "make-up rule" as of the beginning of the first quarter of 1946 if he had a net surcharge as of the end of both the third and fourth quarters of 1945.

4. Section 9 (d) is amended to read as follows:

(d) *Make-up operation record*. During so much of any quarter as a manufacturer is operating on a make-up basis, he must keep a daily or weekly cumulative record showing the date of each entry and for the quarter to date the "total gross dollar amount charged" for fabrics delivered, the total number of "yards" "delivered", and the amount of net surcharge made up. To find the "total gross dollar amount charged" as of the end of any day or week, the manufacturer multiplies the total number of "yards" delivered by his increased maximum average price<sup>1</sup> and subtracts from the result the "total gross dollar amount charged." A manufacturer has not completed his make-up operation until his last entry showing the amount of net surcharges made up at least equals the amount of net surcharge existing at the end of the preceding quarter.

5. Section 11 (a) (3) is amended to read as follows:

(3) A manufacturer, when subject to the "make-up rule," shall deliver no fabric subject to this order at a gross price per yard higher than his increased maximum average price.<sup>4</sup>

6. Section 15 is amended to read as follows:

Sec. 15. *Allowable increases in maximum average price*. (a) As of the quarter beginning July 1, 1945 and for all subsequent quarters a manufacturer whose otherwise applicable maximum average price is fixed by section 5 (a) (1) may take as his maximum average price, the lower of the following two alternatives:

(1) 110% of his otherwise applicable maximum average price, or;

<sup>1</sup> 10 F.R. 5404, 6946, 8233; 11 F.R. 296, 606.

<sup>2</sup> If a manufacturer is operating on the basis of categories under section 17 or under an order issued pursuant to section 14, the provisions of subparagraphs (1), (2) and (3) regarding surcharges and credits shall be construed as applying separately to each category.

<sup>3</sup> As determined under paragraphs (a), (b), (g), and/or (h) of section 15 or paragraph (d) of section 17. Where a maximum average price has been authorized for the manufacturer under paragraph (c) of section 5 or has been adjusted under section 14, he has no such increased maximum average price and shall here substitute the maximum average price for surcharges which has been established for him.

<sup>4</sup> Without regard to any increases granted by section 15 or section 17, or without regard to any maximum average price for surcharges granted under paragraph (c) of section 5 or section 14.



(2) His choice of:

(i) 102% of his weighted average price for the first quarter of the calendar year 1945;

(ii) 102% of his weighted average price for the second quarter of the calendar year 1945, or;

(iii) 102% of his otherwise applicable maximum average price.

(b) As of the quarter beginning July 1, 1945, and for all subsequent quarters a manufacturer whose otherwise applicable maximum average price is fixed by section 5 (a) (2) may take as his maximum average price, the lower of the following:

(1) 102% of his weighted average price for the first or second quarter of the calendar year 1945, or;

(2) 105% of his weighted average price for the first three calendar months following the month in which he first delivered fabrics subject to this order.

(c) Paragraphs (a), (b), and (g) of this section shall not apply but paragraph (h) of this section shall apply to any maximum average price established pursuant to paragraph (c) of section 5 or to any maximum average price which has been adjusted pursuant to section 14 or to any maximum average price determined in accordance with paragraph (b) of section 17.

(d) (1) Any "credit" determined pursuant to subparagraph (2) of section 6 (a) shall be computed without regard to the increases provided for in paragraphs (a), (b), (g), or (h) of this section.

(2) Any "limited credit" determined pursuant to subparagraph (3) of section 6 (a) shall be computed using the increases provided for in paragraphs (a), (b), (g), or (h) of this section.

(e) The base period report required by section 10 (a) shall be prepared without regard to the increases provided for in paragraphs (a), (b), (g), or (h) of this section. However, any manufacturer who wishes to determine his maximum average price on the basis of 102% of his weighted average price for the second quarter of the calendar year 1945 must as a condition, submit, in addition to the information required in the base period report, the following: the total gross dollar amount charged for fabrics he delivered, the total number of yards delivered, and his weighted average price for the quarter beginning nearest April 1, 1945. This supplementary report must be filed in duplicate with the Office of Price Administration, Washington 25, D. C. on or before July 20, 1945.

(f) The increases in maximum average prices provided for in this section will not be reduced or withdrawn except by an amendment effective 60 days or more after issuance.

(g) *Additional increase in maximum average price.* As of the quarter beginning October 1, 1945 and for all subsequent quarters a manufacturer whose maximum average price, but for this section, is fixed by subparagraph (1) or (2) of section 5 (a) may increase by 10% or by 5 cents per yard, whichever is less, his maximum average price as determined in accordance with paragraphs (a) or (b) of this section.

(h) For the quarter beginning January 1, 1946, and for any subsequent quarter a manufacturer whose consumption of yarn per loom has decreased 10% or more in poundage from the consumption of yarn per loom in the third or fourth quarter of 1945 whichever was lower will, upon filing the required report, be permitted for every 10% decrease an increase in his maximum average price of 2 cents per yard over the increased maximum average price determined in accordance with paragraphs (a), (b), or (g) of this section, or the maximum average price for surcharges established pursuant to paragraph (c) of section 5, or the maximum average price for surcharges which has been adjusted pursuant to section 14, or the increased maximum average price determined in accordance with paragraph (d) of section 17. As a condition of enjoying such increase, the manufacturer must file with the Office of Price Administration, Washington 25, D. C., within 15 days of the end of the quarter for which the increase is desired, a report containing the following information:

(1) The beginning and end dates of the quarters used in the comparison;

(2) Number of active looms (total number of looms in operation at any time during the quarter weaving fabrics subject to this order) in the third or fourth quarter of 1945, whichever is used in the comparison, and in the quarter for which the increase is requested;

(3) Total poundage of yarn consumed (i. e., yarn used in production of fabrics subject to this order) in the third or fourth quarter of 1945 whichever is used in the comparison and in the quarter for which the increase is requested;

(4) Consumption of yarn per loom in the third or fourth quarter of 1945 and in the quarter for which the increase is requested. The consumption of yarn per loom is determined by dividing (2) into (3);

(5) Per cent decrease of yarn per loom in the quarter for which the increase is requested as compared with the consumption of yarn per loom in the third or fourth quarter of 1945.

7. Section 17 is added to read as follows:

SEC. 17. *Category basis.* (a) A manufacturer may elect to observe a separate maximum average price for one or both of two special categories—elastic fabrics and necktie fabrics. The election when made shall apply to the quarter beginning July 1, 1945, and to all subsequent quarters. A manufacturer operating on the category basis will for each special category have a new base period different from the base period provided in section 5, and a separate "maximum average price." As explained in section 6, however, his credits and surcharges in all categories will be combined in determining whether he has to operate under the "make-up rule." If a manufacturer uses categories they shall be so arranged that no two overlap; in other words no fabrics shall be included in more than

one category. If he elects to use one or both of these special categories, the balance of his fabrics subject to this order shall be treated as though they constituted still another category but he shall determine his maximum average price for them in the manner provided in section 5.

(b) *How a manufacturer determines his maximum average price for the special categories.* The maximum average price for each special category shall be the "weighted average price" for all fabrics in that category delivered in the base period described in paragraph (c) of this section.

(c) *Base period for special categories.*

(1) The base period for the tie fabric category shall be the first six months of 1944.

(2) The base period for the elastic fabric category shall be the first three months of 1945.

(d) *Temporary increase in maximum average price for the elastic and/or tie fabric category.* In lieu of the increased maximum average price provided in paragraphs (a), (b), and (g) of section 15, each manufacturer shall take as his increased maximum average price for the special category, 102% of his otherwise applicable maximum average price as determined by paragraph (b) of this section.

(e) *Exemption level.* A manufacturer shall not incur a surcharge for his tie fabric category in any quarter in which his "weighted average price" for that category does not exceed 61 cents per yard.

(f) *Reports.* A manufacturer who has elected to use the special categories must submit by categories revised base period and quarterly reports. The election provided in paragraph (a) of this section shall not become effective until the manufacturer has received an acknowledgment from the Office of Price Administration of the filing of the revised reports.

This amendment shall become effective March 7, 1946.

NOTE: The reporting requirements of this supplementary order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 7th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3662; Filed, Mar. 7, 1946; 11:10 a. m.]

#### PART 1305—ADMINISTRATION

[SO 118, Amdt. 13]

#### SMALL VOLUME MANUFACTURERS' RECONVERSION PRICING

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order No. 118 is amended in the following respects:



1. Appendix B is amended by adding to the product list headed "Building Materials Branch" the following product: Ceramic floor and wall tile covered by MPR 592.

2. Appendix D is amended by adding to List 1 the following product and profit factor:

Ceramic floor and wall tile covered by MPR 592, 1.8.

This Amendment No. 13 shall become effective March 12, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3663; Filed, Mar. 7, 1946; 11:10 a. m.]

#### PART 1305—ADMINISTRATION

[Rev. SO 119, Amdt. 2]

#### INDIVIDUAL ADJUSTMENT FOR RECONVERTING MANUFACTURERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Supplementary Order No. 119 is amended in the following respects:

1. Appendix B is amended by adding to the product list headed "Building Materials Branch" the following product: Ceramic floor and wall tile subject to MPR 592.

2. Appendix C is amended by adding to List 1 the following product and profit factor:

Ceramic floor and wall tile subject to MPR 592, 1.8.

This Amendment No. 2 shall become effective March 12, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3664; Filed, Mar. 7, 1946; 11:10 a. m.]

#### PART 1305—ADMINISTRATION

[SO 132, Amdt. 18]

#### EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplementary Order No. 132 is amended in the following respect:

In section 2 (a) (1), the termination date named for "White Flesh Table Stock Potatoes (domestic and imported), except Certified and War Approved Seed Potatoes as defined in Revised Maximum Price Regulation No. 492" is amended to read April 10, 1946.

<sup>1</sup> 10 F.R. 14954; 11 F.R. 296, 297, 881, 1102, 1467.

This amendment shall become effective 12:01 a. m., March 7, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,  
Administrator.

Approved: March 5, 1946.

CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 46-3625; Filed, Mar. 6, 1946; 4:29 p. m.]

#### PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[RMPR 119, Amdt. 5]

#### ORIGINAL EQUIPMENT TIRES AND TUBES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new paragraph designated (d) is added to section 2, to read as follows:

(d) Notwithstanding any other provision of this regulation, the maximum prices for sales of original equipment tires and tubes, by persons other than manufacturers or brand owners, shall be determined pursuant to the provisions of section 4 of Revised Maximum Price Regulation 143.

This amendment shall become effective March 12, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3654; Filed, Mar. 7, 1946; 11:08 a. m.]

#### PART 1340—FUEL

[RMPR 122, Amdt. 41]

#### SOLID FUELS SOLD AND DELIVERED BY DEALERS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. Section 1340.254 (f) is added to read as follows:

(f) *Pennsylvania anthracite with ash content in excess of quality standards.* Maximum prices for Pennsylvania anthracite received by a dealer which has been identified by his supplier prior to its resale as anthracite with an ash content in excess of OPA quality standards shall be the maximum prices established by the dealer under this regulation, less the following amounts:

	Per net ton
Broken, egg, stove and nut.....	\$1.00
Pea.....	.80
Buckwheat No. 1.....	.60
Rice (buckwheat No. 2).....	.50

Such anthracite shall be kept separate in storage and delivery from all other anthracite.

2. Section 1340.256 (c) (3) is amended by adding thereto an undesignated paragraph to read as follows:

However, the amount per net ton for Pennsylvania anthracite received by a dealer which has been identified by his supplier prior to its resale as anthracite with an ash content in excess of OPA quality standards shall be reduced by the following amounts for the respective sizes:

	Per net ton
Broken, egg, stove and nut.....	\$1.00
Pea.....	.80
Buckwheat No. 1.....	.60
Rice (buckwheat No. 2).....	.50

Such anthracite shall be kept separate in storage and delivery from all other anthracite.

3. Section 1340.263 (b) is amended by adding thereto an undesignated paragraph to read as follows:

Every dealer selling Pennsylvania anthracite which has been identified by his supplier prior to its resale as anthracite with an ash content in excess of OPA quality standards must, in addition to the information set forth above, place the following legend on the invoice, sales slip or receipt:

Price reduced because of high ash content.

This amendment shall become effective March 12, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3655; Filed, Mar. 7, 1946; 11:08 a. m.]

#### PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[RPS 32, Amdt. 26]

#### PAPERBOARD SOLD EAST OF THE ROCKY MOUNTAINS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule 32 is amended in the following respects:

1. In § 1347.63 Appendix C, paragraph (a) (7), "Binders Board" is revoked.

2. In § 1347.64 Appendix D, paragraph (a) (2) is added to read as follows:

(2) Manufacturers' maximum prices for sales of carload quantities of Binders Board shall be determined as follows:<sup>2</sup>

Shipments to—	Mills located in New Jersey, Pennsylvania, Connecticut	Mills located in any other State	Freight basis
New York City.	\$90.00	\$90.00	Delivered.
Chicago.....	95.00	95.00	Delivered.
All other points.	88.00	91.50	F. o. b. mill.

<sup>1</sup> 9 F.R. 3331, 5482, 7261, 8061, 9616, 11504, 13056; 10 F.R. 619, 1546, 6228, 9108, 12262, 12445, 12989; 11 F.R. 1296.

<sup>2</sup> Each manufacturer shall continue to grant all allowances, differentials and discounts which he granted during the period October 1, 1940 through October 15, 1941.



This amendment shall become effective March 12, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3652; Filed, Mar. 7, 1946;  
11:08 a. m.]

#### PART 1351—FOOD AND FOOD PRODUCTS

[RPS 50, Amdt. 14]

##### GREEN COFFEE

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Revised Price Schedule 50 is amended in the following respects:

1. Section 1351.1 (b) (1) is amended to read as follows:

(1) (i) Payments actually made by the seller for increases over the charges prevailing immediately prior to December 8, 1941 for ocean freight, marine and war risk insurance may be added. Decreases in such charges must be deducted.

(ii) Payments for increases in the cost of premiums for marine and war risk insurance and banker's commission for letters of credit actually incurred as a result of an increased valuation of not more than 3¢ per pound, incident to the importation of green coffee in accordance with agreements entered into with the Reconstruction Finance Corporation may be added.

This amendment shall become effective March 12, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3653; Filed, Mar. 7, 1946;  
11:08 a. m.]

#### PART 1499—COMMODITIES AND SERVICES

[MPR 188, Amdt. 73]

##### MANUFACTURERS' MAXIMUM PRICES FOR SPECIFIED CONSUMERS' GOODS OTHER THAN APPAREL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 188 is amended in the following respect.

1. Section 1499.166, Appendix A is amended by adding to paragraph (b) (20) the following commodity:

Thermostats for use in gas and electric cooking ranges.

This amendment shall become effective on the 12th day of March 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3656; Filed, Mar. 7, 1946;  
11:09 a. m.]

<sup>1</sup> 7 F.R. 1305, 2132, 2945, 5462, 6387, 6685, 8948, 10475; 8 F.R. 5477, 13024; 9 F.R. 991, 1598, 7261; 10 F.R. 620, 12992, 14605.

#### PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Supp. Service Reg. 68]

##### CUSTOM LOG SAWING IN THE STATES OF MAINE, NEW HAMPSHIRE AND VERMONT

A statement of the considerations involved in the issuance of this Supplementary Service Regulation No. 68 has been filed with the Division of the Federal Register.

For the reasons set forth in that statement and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, The Stabilization Act of 1942, as amended, and Executive Orders Nos. 9250, 9328 and 9599 Supplementary Service Regulation No. 68 is hereby issued, pursuant to section 20 of Revised Maximum Price Regulation 165.

§ 1499.708 *Custom log sawing*—(a) *Dollars and cents maximum prices established for custom log sawing services in Maine, New Hampshire and Vermont.*

(1) The maximum prices established by Revised Maximum Price Regulation 165 for custom log sawing services sold by mills in Maine, New Hampshire and Vermont are hereby modified and henceforth shall be the prices set forth hereunder in Appendix A, as they apply to the aforementioned states.

(b) *Definitions.* (1) As used in this regulation "Custom log sawing" means the services of sawing logs in which the mill has no financial interest, in quantities not in excess of five thousand feet board measure of lumber during one month for any one customer. These services shall include, in addition to sawing logs into lumber, taking the logs from the mill skids or nearby area and taking the lumber from the pit and piling it nearby in the mill yard where it can be loaded.

(c) The sawmill owner may keep for his own use, the waste, sawdust, slabs and edgings resulting from the Custom log sawing.

(d) *Petitions for amendment:* Any person seeking an amendment of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1 issued by the Office of Price Administration.

(e) On and after the effective date of this Supplementary Service Regulation No. 68 the prices specified below shall be the maximum prices for custom log sawing for Maine, New Hampshire and Vermont.

##### APPENDIX A

Hardwood per 1,000 board feet:	
Square edge.....	\$11.00
Round edge.....	10.00
Softwood per 1,000 board feet:	
Square edge.....	10.00
Round edge.....	9.00

This Supplementary Service Regulation No. 68 shall become effective March 12, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3661; Filed, Mar. 7, 1946;  
11:08 a. m.]

#### PART 1499—COMMODITIES AND SERVICES

[2d Rev. SR 14, Amdt. 18]

##### HICKORY STRIKING TOOL HANDLE BLANKS AND STRIKING TOOL HANDLES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Supplementary Regulation 14 to the General Maximum Price Regulation is amended in the following respects:

In section 3.10 (b) subparagraph (3) is amended to read as follows:

(3) *Additions for extras; manufacturers and distributors.* If a purchaser of hickory handles covered by subparagraphs (1) and (2) above specifically orders any of the special work or finishes specified in Table E below, the seller of the hickory handles may add to the maximum prices provided for in this section the appropriate additions indicated in Table E below, provided the manufacturer has performed the special work or applied the finish requested.

TABLE E

##### MAXIMUM ALLOWABLE CHARGES FOR MANUFACTURERS FOR SPECIAL WORK AND FINISHES ON HICKORY STRIKING TOOL HANDLES

*Extra long handles*—For lengths longer than 36 inches, per dozen net for each 2 inches as follows:

Axe handles—65 cents per dozen.

All other types—45 cents per dozen.

For special work and finishes:

Octagon—Add 13 cents per dozen net.

Shaved eyes—Add 13 cents per dozen net.

Gauged eyes—Add 13 cents per dozen net.

Scroll ends—Add 7 cents per dozen net.

Lacquer finish—Add the following net

charges per dozen handles:

(Cents per dozen handles, net):

	Long handles	Short handles
Clear lacquer.....	13	7
Colored		
lacquer.....	26	13
Colored tips.....	7	7

NOTE: Short handles are the types included in the price lists under Hammer Handles and Hatchet Handles. Long handles are all other types such as axe, pick and maul.

##### MAXIMUM ALLOWABLE CHARGES FOR DISTRIBUTORS FOR SPECIAL WORK AND FINISHES ON HICKORY STRIKING TOOL HANDLES

*Extra long handles*—For lengths longer than 36 inches add per dozen net for each 2 inches as follows:

Axe handles—82 cents per dozen.

All other types—57 cents per dozen.

For special work and finishes:

Octagon—Add 16 cents per dozen net.

Shaved eyes—Add 16 cents per dozen net.

Gauged eyes—Add 16 cents per dozen net.

Scroll ends—Add 9 cents per dozen net.

Lacquer finish—Add the following net

charges per dozen handles:

(Cents per dozen handles, net):

	Long handles	Short handles
Clear lacquer.....	16	9
Colored		
lacquer.....	33	16
Colored tips.....	9	9

NOTE: Short handles are the type included in the price lists under Hammer Handles and Hatchet Handles. Long handles are all other types such as axe, pick and maul.



This amendment will become effective March 12, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3660; Filed, Mar. 7, 1946;  
11:10 a. m.]

PART 1499—COMMODITIES AND SERVICES  
[MPR 586, Amdt. 5 to Supp. Storage Reg. 1<sup>1</sup>]

PACKING AND CRATING FOR WAR DEPARTMENT,  
ARMY SERVICE FORCES, AT AUSTIN, TEX.

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 17 is amended to read as follows:

SEC. 17. *Packing and crating of household goods and personal effects at Houston or Austin, Texas for Army Service Forces, War Department.* The maximum charge for the service of packing and crating (including the furnishing of necessary materials and cartage) of authorized baggage, household goods, and personal effects of military personnel, performed at Houston, Texas or Austin, Texas, under contract with the U. S. War Department, Army Service Forces, shall be \$3.75 per 100 pounds, weights to be determined after necessary packing and crating. Lower prices may, of course, be charged and paid.

This amendment shall become effective March 5, 1946.

Issued this 5th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3542; Filed, Mar. 5, 1946;  
4:22 p. m.]

Chapter XV—Board of War  
Communications

[Order 33]

COASTAL AND MARINE RADIO STATIONS AND  
FACILITIES

REVOCATION OF DESIGNATED ORDERS

Whereas, the Board of War Communications (formerly the Defense Communications Board) on December 26, 1941, adopted its Order No. 1 vesting in the Navy Department certain authority to use, control, supervise, inspect or close radio stations and facilities aboard vessels within the jurisdiction of the United States and on February 26, 1942, adopted its Order No. 2 authorizing the Navy Department to use, control, supervise, inspect or close coastal and marine relay radio stations within the jurisdiction of the United States; and

Whereas, it appears that the purposes of the said Orders Nos. 1 and 2 have been served and therefore the said orders are no longer required for such purposes;

Now, therefore, by virtue of the authority vested in the Board of War Communications by Executive Order No. 8964 dated December 10, 1941, *It is hereby ordered*, That Board of War Communi-

cations Orders Nos. 1 and 2, dated December 26, 1941 and February 26, 1942, respectively, be, and the same are hereby, cancelled effective March 1, 1946.

BOARD OF WAR COMMUNICATIONS,  
CHARLES R. DENNY, Jr.,  
Acting Chairman.

FEBRUARY 28, 1946.

Attest:

E. M. WEBSTER,  
Acting Secretary.

[F. R. Doc. 46-3700; Filed, Mar. 7, 1946;  
11:26 a. m.]

Chapter XXIII—War Assets Corporation<sup>1</sup>

[SPA Reg. 1,<sup>2</sup> Amdt. 1 to Order 2]

PART 8301—DESIGNATION OF DISPOSAL  
AGENCIES AND PROCEDURES FOR REPORT-  
ING SURPLUS PROPERTY LOCATED WITHIN  
THE CONTINENTAL UNITED STATES, ITS  
TERRITORIES AND POSSESSIONS

LOCATION OF DISPOSAL AGENCY OFFICES

Surplus Property Administration Regulation 1, Order 2, November 10, 1945, entitled "Location of Disposal Agency Offices" (10 F.R. 14069) is hereby amended as follows:

1. At the end of paragraph 3, under the heading "National Housing Agency," substitute "The Federal Public Housing Authority, attention of the Real Estate and Disposition Branch, Washington 25, D. C." for "National Housing Agency, Washington 25, D. C."

2. Under paragraph 5 and the heading "Reconstruction Finance Corporation," substitute for the present designations under the sub-heading "Puerto Rico and the Virgin Islands" the following: "Aircraft and Aircraft Parts: War Assets Corporation, Western Union Building, Jacksonville 2, Florida".

This amendment shall become effective March 11, 1946.

E. B. GREGORY,  
Lieutenant General, A. U. S.,  
Chairman, Board of Directors,  
War Assets Corporation.

MARCH 6, 1946.

[F. R. Doc. 46-3682; Filed, Mar. 7, 1946;  
11:22 a. m.]

[SPA Reg. 5,<sup>3</sup> Rev. Order 8]

PART 8305—SURPLUS NONINDUSTRIAL REAL  
PROPERTY

AUTHORITY TO FEDERAL WORKS AGENCY TO  
NEGOTIATE A LEASE FOR FIVE YEARS WITH  
OPTION TO PURCHASE FOR CERTAIN INSTI-  
TUTIONAL PROPERTY IN GEORGIA

Surplus Property Regulation 5, Revised Order 8, February 12, 1946 (11 F.R. 1623) is hereby revised and amended to read as herein set forth.

The Battey General Hospital at Rome, Georgia, has been declared surplus by the War Department which is the owning agency. The hospital installation con-

<sup>1</sup> Successor to Surplus Property Adminis-  
tration.

<sup>2</sup> 10 F.R. 14064.

<sup>3</sup> 10 F.R. 12812, 14028, 14865.

sists of approximately 160 acres of government-owned land improved with fully equipped hospital buildings and various facilities necessary for the operation of the hospital. The Battey General Hospital is institutional real estate and has been assigned to the Federal Works Agency for disposal.

The State of Georgia wishes to acquire the entire hospital installation, including all government-owned land and improvements together with all equipment and supplies located thereon. The State of Georgia represents that: (1) it has urgent and immediate need for increased hospital facilities; (2) the State has now available only approximately 1,000 beds for tubercular patients whereas its minimum requirements therefor are 3,200 beds; (3) it intends to use the facilities of the Battey General Hospital as a tuberculosis sanitarium; (4) when the Battey General Hospital is available for use as a tuberculosis sanitarium the present State tuberculosis sanitarium will be converted into a mental institution or a female prison, both of which are urgently needed by the State; (5) it has funds available for the adequate care and maintenance of the Battey General Hospital. The United States Public Health Service has made a field investigation of the property in question and has recommended that it be made available to the State of Georgia on the basis of its above stated desires and representations.

Pursuant to the authority of the Surplus Property Act of 1944 (58 Stat. 765; 50 U. S. C. App. Sup. 1611), Public Law 181, 79th Congress, 1st Session (59 Stat. 533), and Executive Order 9689 (11 F.R. 1265), *It is hereby ordered*, That:

1. Notwithstanding the provisions of §§ 8305.11 (d) and 8305.12 (c), (d), (e), and (g), the Federal Works Agency, as disposal agency, after having given ten (10) days' written notice of availability to all Government agencies listed in Exhibit B, and after having given public notice of availability in a newspaper published or having general circulation in the county in which the property is located for a period of ten (10) days, is hereby authorized, in the absence of an acceptable proposal from a holder of a higher priority, or a proposal from any State or local government having a priority equal to that of the State of Georgia, and showing a greater need, to negotiate with the representatives of the State of Georgia the terms of a sale of the Battey General Hospital property located at Rome, Georgia, consisting of 160 acres of land, together with all improvements and structures thereon, for the purposes indicated above; or the terms of a lease on said property for a period not in excess of five (5) years with an option to acquire the title thereto; and to negotiate with said representatives for the sale of the supplies and equipment located on or in said property.

2. The Federal Works Agency is further authorized to issue immediately to the State of Georgia a temporary occupancy permit for the use and occupancy



of the hospital property described above, together with all improvements, structures, and nonexpendable equipment located thereon or therein.

3. In the event a discount is claimed by the State of Georgia from the current market value of the property, application therefor shall be submitted for consideration and direction in compliance with the regulations.

This revised order shall become effective March 8, 1946.

E. B. GREGORY,  
Lieutenant General A. U. S.,  
Chairman, Board of Directors,  
War Assets Corporation.

MARCH 4, 1946.

[F. R. Doc. 46-3683; Filed, Mar. 7, 1946;  
11:23 a. m.]

[SPA Reg. Reg. 13]

# PART 8313—STANDARD GENERAL PURPOSE AND SPECIAL MACHINERY

Surplus Property Administration Regulation 13, November 2, 1945, entitled "Pricing Policy for Standard General Purpose Machinery" (10 F. R. 13719) is hereby revised and amended as herein-after set forth. The title is amended to read as follows: "Standard General Purpose and Special Machinery."

Sec.

8313.1 Definitions.

8313.2 Purpose and scope.

8313.3 Determination of base price and period of active use.

8313.4 Determination of sale price.

8313.5 Scrapping and salvage of machinery.

8313.6 Records and reports.

8313.7 Regulations to be reported to the Administrator.

AUTHORITY: §§ 8313.1 to 8313.7, inclusive, issued under 58 Stat. 765, 59 Stat. 533, and E.O. 9689 (11 F. R. 1265).

§ 8313.1 *Definitions*—(a) *Terms defined in act.* Terms not defined in paragraph (b) of this section which are defined in the Surplus Property Act of 1944 shall in this part have the meaning given to them in the act.

(b) *Other terms.* (1) "Commercially unsalable machinery" as used herein is distinguished from property of no commercial value as used in Part 8319<sup>1</sup> and means machinery (i) which by reason of its condition resulting from damage, wear, obsolescence or otherwise has no reasonable prospect of sale except as scrap or salvage or (ii) with respect to which the estimated cost of care and handling and disposal will exceed the estimated proceeds unless it is promptly sold as scrap or salvage.

(2) "Administrator" means the Chairman of the Board of Directors of the War Assets Corporation until March 25, 1946, and thereafter means the War Assets Administrator.

(3) "Salvage" means property that is in such a worn, damaged, deteriorated or incomplete condition, or is of such a specialized nature, that it has no reasonable prospect of sale as a unit, but has some value in excess of its basic material content because it may contain serviceable components. Salvage includes

used containers and cable reels. It should be noted that property is not "salvage" merely because it is worn, damaged, deteriorated, incomplete or of a specialized nature.

(4) "Scrap" means property that has no reasonable prospect of sale except for its basic material content.

(5) "Standard general purpose machinery" includes used machine tools and machines listed in the following categories of the Standard Commodity Classification (May 1943) Volume I (with the exception of special machinery) divided into the designated three classes:

## CLASS I

### Major Group 34:

34 11000 through 34 19900, inclusive  
34 40000 to, but not including 34 47000  
34 49000 to, but not including 34 50000  
34 60000 to, but not including 34 70000  
34 74000 to, but not including 34 74900

### Major Group 33:

33 6000 through 33 6620, inclusive  
33 6800  
33 6910 through 33 6950, inclusive  
33 7210 through 33 7220, inclusive  
33 7260

## CLASS II

### Major Group 31:

31 21121 through 31 21124, inclusive  
31 2120  
31 211121  
31 211141

### Major Group 32:

32 1100, A. C. units only  
32 1300, A. C. units only

## CLASS III

### Major Group 31:

31 1511 through 31 1512, inclusive  
31 1521 through 31 1522, inclusive  
31 1530  
31 1541 through 31 1542, inclusive  
31 1551 through 31 1552, inclusive  
31 211110  
31 211122  
31 211130

### Major Group 32:

32 1230 through 32 1252, inclusive, A. C. units only

(6) "Special machinery" includes machines designed for and used exclusively in the production of war material such as but not limited to:

Special gun reaming, rifling and chambering machines

Gun boring and turning lathes

Shell turning lathes

Shell tappers

Small arms ammunition machines

Special military tank manufacturing machines

Special military aircraft manufacturing machines

Special shipbuilding machines

§ 8313.2 *Purpose and scope.* The purpose of this part is to provide a fixed price policy for commercially salable used standard general purpose machine tools and machines. It also provides for the scrapping and salvaging of all other general purpose machinery and of any special machinery determined hereunder to be commercially unsalable. Prices at decreasing percentages of original cost are specified for the various classes of machinery up to stated limits of active use and maximum prices are provided for sales of machinery in active use beyond such limits. This part applies to all sales in the continental United States, not including its territories or possessions, made after the ef-

fective date hereof by the disposal agency and to all sales by owning agencies of standard general purpose machinery pursuant to Part 8306<sup>2</sup> or otherwise, but is not applicable to any sale of machinery which has been delivered to the purchaser or to any carrier for the account of the purchaser prior to the effective date of this part.

§ 8313.3 *Determination of base price and period of active use.* (a) Base prices for machinery to be sold hereunder shall be determined as follows:

(1) *Class I.* The base price of machinery falling within Class I shall be the original price at which the manufacturer sold the machine. The selling agency shall determine the original price (f. o. b., the plant of the machine manufacturer) of the machine including electrical equipment, standard or special attachments sold with the machine, and attached special tooling which has value to the purchaser other than as scrap or salvage. In the case of machine tools and metal forming and shaping machines manufactured prior to March 1, 1941, the March 1, 1941 price of the nearest equivalent machine may be taken as the original price. In the case of standard general purpose machines, other than machine tools and metal forming and shaping machines, manufactured prior to October 1, 1941, the October 1, 1941 price of the nearest equivalent machine may be taken as the original price.

(2) *Classes II and III.* The base price for machinery falling within Classes II and III shall be the original price as provided for in subparagraph (1) above or the original manufacturer's current retail price for the same or the nearest equivalent unit.

(b) The selling agency shall determine the period of active use of the machine on the basis of the best information reasonably available. The period of active use shall be considered to run from the estimated date the machine was originally put into use to the date of sale, if the machine is then still in use. If the machine is not in use at the time of sale, the period shall run to the estimated date when the machine last became idle.

§ 8313.4 *Determination of sale price.*

(a) Exhibits A, B, and C contain tables of percentages applicable to various periods of active use of machinery to be sold hereunder. The price at which a machine shall be sold shall be computed by applying to the base price determined in accordance with § 8313.3 (a) the percentage appearing in the appropriate exhibit opposite the period of active use of the machine calculated in accordance with § 8313.3 (b). The appropriate exhibit shall be determined as follows:

	Exhibit
Any machine in Class I.....	A
Any machine in Class II.....	A
Any machine in Class III operating under 750 revolutions per minute.....	B
Any machine in Class III operating over 750 revolutions per minute.....	C

(b) In determining which of the two columns of percentages shall apply in Exhibits A, B, and C, those appearing in Column b shall be applied where the

<sup>1</sup> SPA Reg. 19 (10 F. R. 14966).

<sup>2</sup> SPA Reg. 6 (10 F. R. 14521; 11 F. R. 1893).



buyer is the person who is using the machine at the time of sale, or, if the machine is then idle, the person who last used it, and the percentage appearing in Column a shall be applied where the sale is to any other buyer. The price computed in accordance herewith shall be the sales price f. o. b. the location of the machine at the time of sale, except that in the case of sales made to a purchaser in possession, it shall be the sales price of the machine at its location.

(c) A sale of a standard general purpose machine in Class III with a period of active use in excess of the highest period of active use specified in the appropriate exhibit may be made at the best price obtainable but not in excess of the price applicable to such a machine with the highest period of active use specified in such exhibit.

§ 8313.5 *Scrapping and salvage of machinery.* (a) The Administrator has determined that, due to the cost of care, handling, and disposition, surplus machinery of any type the period of active use of which is more than 25 years is commercially unsalable and all such machinery shall, subject to the provisions of paragraph (d), upon a determination in writing by the agency in possession that the period of active use is more than 25 years, forthwith be disposed of as scrap after removal of all salvageable components.

(b) From time to time, the Administrator may determine what additional types or classes of special machinery are commercially unsalable. Upon notice of such determinations, the owning and disposal agencies shall, subject to the provisions of paragraph (d), forthwith dispose of any such types or classes in their possession as scrap or salvage.

(c) Any machinery which the disposal agency or any owning agency determines in writing to be commercially unsalable shall be disposed of as scrap or salvage or otherwise by the agency in possession pursuant to applicable regulations of the Administrator. In connection with such determinations owning agencies may request the advice and assistance of the disposal agency.

(d) Prior to the sale of a machine which is to be disposed of as scrap and prior to removal of salvageable components, owning and disposal agencies may, insofar as is consistent with the provisions of Part 8319,<sup>1</sup> dispose of such property by donation to such nonprofit institutions and instrumentalities as make application therefor, *Provided*, That such procedure shall not delay or postpone any such scrap disposal for a period in excess of thirty (30) days.

(e) In connection with any sale of machinery as scrap, all components shall be removed therefrom which the disposal agency by general directive may find have sufficient value to warrant the cost of removal, storage, care and handling and disposal and a scrap warranty<sup>2</sup> shall be obtained upon the disposal of the remainder.

§ 8313.6 *Records and reports.* Owning and disposal agencies shall prepare and maintain such records as will show full compliance with the provisions of this part and with the applicable provisions of the act. Reports shall be prepared and filed with the Administrator in such manner as may be specified by order issued under this part subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

§ 8313.7 *Regulations to be reported to the Administrator.* Each owning and disposal agency shall file with the Administrator copies of all regulations, orders, and instructions of general applicability which it may issue in furtherance of the provisions, or any of them, of this part.

This part shall become effective March 8, 1946.

MARCH 4, 1946.

E. B. GREGORY,  
Lieutenant General, A. U. S.  
Chairman, Board of Directors,  
War Assets Corporation.

EXHIBIT A

Period of active use	a	b
	Percent	Percent
Less than one month.....	85.0	90.0
1 month.....	82.5	87.5
2 months.....	80.0	85.0
3 months.....	77.5	82.5
4 months.....	75.0	80.0
5 months.....	72.5	77.5
6 months.....	70.0	75.0
7 months.....	68.0	73.0
8 months.....	67.0	72.0
9 months.....	66.0	71.0
10 months.....	65.2	70.2
11 months.....	64.4	69.4
12 months.....	63.6	68.6
13 months.....	62.8	67.8
14 months.....	62.0	67.0
15 months.....	61.2	66.2
16 months.....	60.4	65.4
17 months.....	59.6	64.6
18 months.....	58.8	63.8
19 months.....	58.0	63.0
20 months.....	57.2	62.2
21 months.....	56.4	61.4
22 months.....	55.6	60.6
23 months.....	54.8	59.8
24 months.....	54.0	59.0
25 months.....	53.2	58.2
26 months.....	52.4	57.4
27 months.....	51.6	56.6
28 months.....	50.8	55.8
29 months.....	50.0	55.0
30 months.....	49.2	54.2
31 months.....	48.4	53.4
32 months.....	47.6	52.6
33 months.....	46.8	51.8
34 months.....	46.0	51.0
35 months.....	45.2	50.2
36 months.....	44.4	49.4
37 months.....	44.0	49.0
38 months.....	43.4	48.4
39 months.....	42.8	47.8
40 months.....	42.2	47.2
41 months.....	41.6	46.6
42 months.....	41.1	46.1
43 months.....	40.6	45.6
44 months.....	40.1	45.1
45 months.....	39.6	44.6
46 months.....	39.1	44.1
47 months.....	38.6	43.6
48 months.....	38.2	43.2
49 months.....	37.8	42.8
50 months.....	37.4	42.4
51 months.....	37.0	42.0
52 months.....	36.6	41.6
53 months.....	36.2	41.2
54 months.....	36.0	41.0
55 months.....	35.8	40.8
56 months.....	35.6	40.6
57 months.....	35.4	40.4
58 months.....	35.2	40.2
59 months.....	35.0	40.0
60 months.....	34.0	39.0
7 years.....	33.0	38.0
8 years.....	32.0	37.0
9 years.....	31.0	36.0

EXHIBIT A—Continued

Period of active use	a	b
	Percent	Percent
10 years.....	30.0	35.0
11 years.....	29.0	34.0
12 years.....	28.0	33.0
13 years.....	27.0	32.0
14 years.....	26.0	31.0
15 years.....	25.0	30.0
16 years.....	24.0	29.0
17 years.....	23.0	28.0
18 years.....	22.0	27.0
19 years.....	21.0	26.0
20 years.....	20.0	25.0
21 years.....	19.0	24.0
22 years.....	18.0	23.0
23 years.....	17.0	22.0
24 years.....	16.0	21.0
25 years.....	15.0	20.0

EXHIBIT B

Period of active use	a	b
	Percent	Percent
Less than one month.....	85.0	90.0
1 month.....	80.0	85.0
2 months.....	75.0	80.0
3 months.....	70.0	75.0
4 months.....	68.0	73.0
5 months.....	66.0	71.0
6 months.....	64.4	69.4
7 months.....	62.8	67.8
8 months.....	61.2	66.2
9 months.....	59.6	64.6
10 months.....	58.0	63.0
11 months.....	56.4	61.4
12 months.....	54.8	59.8
13 months.....	53.2	58.2
14 months.....	51.6	56.6
15 months.....	50.0	55.0
16 months.....	48.4	53.4
17 months.....	46.8	51.8
18 months.....	45.2	50.2
19 months.....	44.0	49.0
20 months.....	42.8	47.8
21 months.....	41.6	46.6
22 months.....	40.6	45.6
23 months.....	39.6	44.6
24 months.....	38.6	43.6
25 months.....	37.8	42.8
26 months.....	37.0	42.0
27 months.....	36.2	41.2
28 months.....	35.8	40.8
29 months.....	35.4	40.4
30 months.....	35.0	40.0
31 months.....	34.8	39.8
32 months.....	34.6	39.6
33 months.....	34.4	39.4
34 months.....	34.2	39.2
35 months.....	34.0	39.0
3 years.....	33.8	38.8
4 years.....	31.8	36.8
5 years.....	29.8	34.8
6 years.....	27.8	32.8
7 years.....	25.8	30.8
8 years.....	23.8	28.8
9 years.....	21.8	26.8
10 years.....	19.8	24.8

EXHIBIT C

Period of active use	a	b
	Percent	Percent
Less than one month.....	85.0	90.0
1 month.....	75.0	80.0
2 months.....	68.0	73.0
3 months.....	64.4	69.4
4 months.....	61.2	66.2
5 months.....	58.0	63.0
6 months.....	54.8	59.8
7 months.....	51.6	56.6
8 months.....	48.4	53.4
9 months.....	45.2	50.2
10 months.....	42.8	47.8
11 months.....	40.6	45.6
12 months.....	38.6	43.6
13 months.....	37.0	42.0
14 months.....	35.8	40.8
15 months.....	35.0	40.0
16 months.....	34.6	39.6
17 months.....	34.2	39.2
18 months.....	33.8	38.8
19 months.....	33.5	38.5
20 months.....	33.2	38.2
21 months.....	32.9	37.9
22 months.....	32.6	37.6
23 months.....	32.3	37.3
2 years.....	32.0	37.0
3 years.....	28.0	33.0
4 years.....	24.0	29.0
5 years.....	20.0	25.0

[F. R. Doc. 46-3685; Filed, Mar. 7, 1946;  
11:23 a. m.]

<sup>1</sup> SPA Reg. 19 (10 F.R. 14966).

<sup>2</sup> Defined in SPA Reg. 9, § 8309.1 (c), (10 F.R. 12961, 14966).



[SPA Reg. 17; Order 3]

## PART 8317—STOCK PILING OF STRATEGIC MINERALS, METALS AND MATERIALS

## SALES BY OWNING AGENCIES OF SCRAP CONTAINING CERTAIN STRATEGIC METALS

The Civilian Production Administration has represented that an actual deficiency presently exists for the civilian requirements of industry in such strategic metals as copper and copper base alloys. The deficiency is described as being so acute that all available stocks of such metals in scrap form which can be sold at ceiling prices will be required until the shortage is satisfied. Both the War and Navy Departments have represented that each possesses scrap accumulations containing such strategic metals in amounts which exceed the minimum quantities of strategic property determined to be suitable for the stockpile as provided in § 8317.9 and listed on Exhibit I.

The War Assets Corporation has advised that declarations of such scrap accumulations to it as disposal agency will cause considerable delay in expediting the needs of civilian requirements. This order is intended to alleviate the deficiency until such time as the Civilian Production Administration has advised that the deficiency no longer exists.

Pursuant to the authority of section 22 (b) of the Surplus Property Act of 1944 (58 Stat. 765; 50 U. S. C. App. Sup. 1611), Public Law 181, 79th Congress, 1st Session (59 Stat. 533), and Executive Order 9689 (11 F.R. 1265), *It is hereby ordered, That:*

1. Notwithstanding the provisions of § 8317.5 owning agencies shall not declare as surplus to the War Assets Corporation, as disposal agency, any scrap accumulations containing copper and copper base alloys, until this order is rescinded or amended.

2. Owning agencies are authorized to sell at not less than ceiling prices such strategic metals and shall conduct sales to the end that lots shall be offered in such reasonable quantities so as to permit all purchasers, large as well as small, to compete on equal terms. Wide public notice shall be given concerning such sales and the time interval between notice and sale shall be sufficiently adequate so as to give all interested purchasers an opportunity to buy.

This order shall become effective March 11, 1946.

E. B. GREGORY,  
Lieutenant General, A. U. S.,  
Chairman, Board of Directors,  
War Assets Corporation.

MARCH 6, 1946.

[F. R. Doc. 46-3684; Filed, Mar. 7, 1946;  
11:23 a. m.]

<sup>1</sup> 10 F.R. 14207, 15218,

## TITLE 49—TRANSPORTATION AND RAILROADS

## Chapter I—Interstate Commerce Commission

[Rev. S. O. 112, Amdt. 5]

## PART 95—CAR SERVICE

## DESTINATION FREE TIME ON FRESH OR GREEN FRUITS OR VEGETABLES

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 6th day of March, A. D. 1946.

Upon further consideration of Revised Service Order No. 112 (9 F.R. 11278-79) as amended (9 F.R. 12656; 10 F.R. 341, 8867, 14575), and good cause appearing therefor; *It is ordered, That:*

Revised Service Order No. 112 as amended, be, and it is hereby, further amended by substituting the following paragraph (1) for paragraph (1) thereof:

(1) *Expiration date.* This order and all amendments shall expire at 7:00 a. m., September 15, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission.

*It is further ordered, That* this amendment shall become effective at 12:01 a. m., March 15, 1946; that a copy of this order and direction shall be served upon each State Commission and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 46-3690; Filed, Mar. 7, 1946;  
11:25 a. m.]

[S. O. 369, Amdt. 3]

## PART 95—CAR SERVICE

## DEMURRAGE CHARGES ON CLOSED BOX CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 6th day of March, A. D. 1946.

Upon further consideration of Service Order No. 369 (10 F.R. 14030), as amended (10 F.R. 15073; 11 F.R. 639), and good cause appearing therefor; *It is ordered, That:*

Service Order No. 369 as amended be, and it is hereby, further amended by substituting the following paragraph (e) for paragraph (e) thereof:

(e) *Expiration date.* This order shall expire at 7:00 a. m., September 15, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402; 41 Stat.

476, sec. 4; 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

*It is further ordered, That* this amendment shall become effective at 12:01 a. m., March 15, 1946; that a copy of this order and direction shall be served upon each State Commission and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 46-3691; Filed, Mar. 7, 1946;  
11:25 a. m.]

[S. O. 370, Amdt. 3]

## PART 95—CAR SERVICE

## DEMURRAGE ON STATE BELT RAILROAD OF CALIFORNIA

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 6th day of March A. D. 1946.

Upon further consideration of Service Order No. 370 (10 F.R. 14031), as amended (10 F.R. 15176; 11 F.R. 639), and good cause appearing therefor; *It is ordered, That:*

Service Order No. 370, as amended, be, and it is hereby, further amended by substituting the following paragraph (d) for paragraph (d) thereof:

(d) *Expiration date.* This order shall expire at 7:00 a. m., September 15, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

*It is further ordered, That* this amendment shall become effective at 12:01 a. m., March 15, 1946; that a copy of this order and direction shall be served upon the California State Railroad Commission and the State Belt Railroad of California; and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,  
Secretary.

[F. R. Doc. 46-3692; Filed, Mar. 7, 1946;  
11:25 a. m.]



[S. O. 422, Amdt. 1]

## PART 95—CAR SERVICE

## RAILROADS TO UNLOAD BOX CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 6th day of March A. D. 1946.

Upon further consideration of Service Order No. 422 (11 F.R. 256), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 422 be, and it is hereby, amended by substituting the following paragraph (e) for paragraph (e) thereof:

(e) *Expiration date.* This order shall expire at 11:59 p. m., October 15, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission.

*It is further ordered*, That this amendment shall become effective at 12:01 a. m., March 15, 1946; that a copy of this order and direction shall be served upon each State railroad regulatory body and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 46-3693; Filed, Mar. 7, 1946;  
11:25 a. m.]

[S. O. 438, Amdt. 1]

## PART 95—CAR SERVICE

## FREE TIME ON BOX CARS LOADED AT PORTS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 6th day of March A. D., 1946.

Upon further consideration of Service Order No. 438 (11 F.R. 954), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 438 be, and it is hereby, amended by substituting the following paragraph (f) for paragraph (f) thereof:

(f) *Expiration date.* This order shall expire at 7:00 a. m., October 15, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission.

*It is further ordered*, That this amendment shall become effective at 12:01 a. m., March 15, 1946; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at

Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 46-3694; Filed, Mar. 7, 1946;  
11:25 a. m.]

[S. O. 449-A]

## PART 95—CAR SERVICE

## PERMIT REQUIRED TO LOAD GRAIN AT OMAHA AND COUNCIL BLUFFS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 6th day of March, A. D. 1946.

Upon further consideration of Service Order No. 449 (11 F.R. 1301) as amended (11 F.R. 1992), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 449 as amended be, and it is hereby, vacated and set aside.

*It is further ordered*, That this order shall become effective at 12:01 a. m., March 8, 1946; that a copy of this order and direction shall be served upon the State railroad regulatory bodies of Nebraska and Iowa and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 46-3695; Filed, Mar. 7, 1946;  
11:25 a. m.]

[S. O. 462]

## PART 95—CAR SERVICE

## MOVEMENT OF CARBON BLACK IN BULK FOR EXPORT PROHIBITED

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 6th day of March, A. D. 1946.

It appearing, that there is a shortage of box cars; that carbon black is being shipped in bulk in box cars to ports for export where the cars are held while the carbon black is placed in packages and reloaded for forwarding to shipside, thereby impeding the use and delaying the return of said box cars; the Commission is of opinion an emergency requiring immediate action exists in all sections of the country. It is ordered, that:

(a) *Box cars for carbon black in bulk for export, prohibited.* No common carrier by railroad, subject to the Interstate Commerce Act, shall supply or furnish a box car for loading with carbon black in bulk for export, nor reconsign, divert or trans-

port a box car loaded with carbon black in bulk for export.

(b) *Effective date.* This order shall become effective at 12:01 a. m., March 21, 1946.

(c) *Expiration date.* This order shall expire at 11:59 p. m., July 21, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, 485, secs. 4, 10, 54 Stat. 901, 912; 49 U.S.C. 1 (10)-(17), 15 (4))

It is further ordered, that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 46-3696; Filed, Mar. 7, 1946;  
11:25 a. m.]

[S. O. 463]

## PART 95—CAR SERVICE

## MOVEMENT OF IMPORTED SEED OATS IN BULK PROHIBITED

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 6th day of March A. D. 1946.

It appearing, that there is a shortage of box cars; that seed oats shipped in bulk is being imported into this country in box cars, and that seed oats imported from foreign countries must be retained in the original packages until such time as the Department of Agriculture has had opportunity to sample and test them for germination; and that imported seed oats shipped in bulk may not be unloaded from box cars until a release is obtained from the Department of Agriculture, thereby impeding the use and delaying the release of said box cars; the Commission is of opinion an emergency requiring immediate action exists in all sections of the country. It is ordered, that:

(a) *Movement of imported seed oats in bulk prohibited.* No common carrier by railroad, subject to the Interstate Commerce Act, shall accept for transportation, transport or move a box car loaded with imported seed oats in bulk.

(b) *Application.* The provisions of this order shall apply to foreign as well as interstate commerce.

(c) *Effective date.* This order shall become effective at 12:01 a. m., March 15, 1946.

(d) *Expiration date.* This order shall expire at 11:59 p. m., May 20, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, 485, secs. 4, 10, 54 Stat. 901, 912; 49 U.S.C. 1 (10)-(17), 15 (4))

It is further ordered, that a copy of this order and direction shall be served



upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 46-3697; Filed, Mar. 7, 1946;  
11:25 a. m.]

### Notices

#### DEPARTMENT OF THE INTERIOR.

##### Bureau of Reclamation.

##### BLUE RIVER-SOUTH PLATTE PROJECT, COLORADO

##### FIRST FORM RECLAMATION WITHDRAWAL

JANUARY 9, 1946.

The SECRETARY OF THE INTERIOR.

SIR: In accordance with the authority vested in you by the act of June 26, 1936 (49 Stat. 1976), it is recommended that the following described lands be withdrawn from public entry under the first form of withdrawal as provided in section 3 of the act of June 17, 1902 (32 Stat. 388).

##### BLUE RIVER-SOUTH PLATTE PROJECT

##### SIXTH PRINCIPAL MERIDIAN, COLORADO

T. 2 S., R. 72 W.,  
Sec. 22,  $W\frac{1}{2}NE\frac{1}{4}$ ,  $NE\frac{1}{4}SW\frac{1}{4}$  and  $W\frac{1}{2}SW\frac{1}{4}$ ;  
Sec. 27,  $SE\frac{1}{4}NW\frac{1}{4}$  and  $W\frac{1}{2}SE\frac{1}{4}$ ;  
Sec. 35,  $W\frac{1}{2}NE\frac{1}{4}$  and  $SE\frac{1}{4}NW\frac{1}{4}$ .  
T. 6 S., R. 77 W.,  
Sec. 7, Lots 4, 5, 12, 13 and 17;  
Sec. 19, Lots 4, 5, 6, 8 and 10.

Respectfully,

MICHAEL W. STRAUS,  
Commissioner.

I concur: February 6, 1946.

FRED W. JOHNSON,  
Commissioner of the  
General Land Office.

The foregoing recommendation is hereby approved, as recommended, and the Commissioner of the General Land Office will cause the records of his office and the district land office to be noted accordingly.

WARNER W. GARDNER,  
Acting Secretary.

FEBRUARY 21, 1946.

[F. R. Doc. 46-3645; Filed, Mar. 7, 1946;  
9:48 a. m.]

##### KLAMATH PROJECT, CALIFORNIA

##### FIRST FORM RECLAMATION WITHDRAWAL

DECEMBER 13, 1945.

The SECRETARY OF THE INTERIOR.

SIR: It is recommended that the following described lands be withdrawn  
No. 47—3

from public entry under the first form of withdrawal as provided in section 3 of the act of June 17, 1902 (32 Stat. 388).

##### KLAMATH PROJECT

##### MOUNT DIABLO MERIDIAN, CALIFORNIA

T. 48 N., R. 7 E.,  
Sec. 15, all fractional;  
Sec. 16, all fractional;  
Sec. 19,  $NE\frac{1}{4}$ ;  
Sec. 20,  $S\frac{1}{2}NE\frac{1}{4}$ ,  $NW\frac{1}{4}NW\frac{1}{4}$  and  $S\frac{1}{2}NW\frac{1}{4}$ ;  
Sec. 21,  $SE\frac{1}{4}SE\frac{1}{4}$ ;  
Sec. 22,  $W\frac{1}{2}NE\frac{1}{4}$ ,  $W\frac{1}{2}$  and  $SE\frac{1}{4}$ ;  
Sec. 26,  $N\frac{1}{2}NW\frac{1}{4}$ ;  
Sec. 27,  $N\frac{1}{2}N\frac{1}{2}$ .

Respectfully,

WILLIAM E. WARNE,  
Acting Commissioner.

I concur: Jan. 9, 1946.

FRED W. JOHNSON,  
Commissioner of the  
General Land Office.

The foregoing recommendation is hereby approved, as recommended, and the Commissioner of the General Land Office will cause the records of his office and the District Land office to be noted accordingly.

OSCAR L. CHAPMAN,  
Assistant Secretary.

FEBRUARY 21, 1946.

[F. R. Doc. 46-3646; Filed, Mar. 7, 1946;  
9:48 a. m.]

##### KLAMATH PROJECT, OREGON

##### FIRST FORM RECLAMATION WITHDRAWAL

DECEMBER 13, 1945.

The SECRETARY OF THE INTERIOR.

SIR: In accordance with the authority vested in you by the act of June 28, 1934 (48 Stat. 1269), as amended, it is recommended that the following described lands be withdrawn from public entry under the first form of withdrawal, as provided in section 3 of the act of June 17, 1902 (32 Stat. 388), and that Departmental Order of April 8, 1935 establishing Oregon Grazing District No. 1 be modified and made subject to the withdrawal effected by this order.

##### KLAMATH PROJECT

##### WILLAMETTE MERIDIAN, OREGON

T. 41 S., R. 14 E.,  
Sec. 15,  $S\frac{1}{2}SW\frac{1}{4}$ ;  
Sec. 20,  $NW\frac{1}{4}NE\frac{1}{4}$ ,  $S\frac{1}{2}NE\frac{1}{4}$ ,  $NE\frac{1}{4}NW\frac{1}{4}$  and  $S\frac{1}{2}NW\frac{1}{4}$ ;  
Sec. 21, Lots 1 to 4, incl.,  $NE\frac{1}{4}NE\frac{1}{4}$ ,  $S\frac{1}{2}NE\frac{1}{4}$ ,  $NE\frac{1}{4}NW\frac{1}{4}$  and  $S\frac{1}{2}NW\frac{1}{4}$ ;  
Sec. 22, Lots 1 to 4, incl.,  $NW\frac{1}{4}NE\frac{1}{4}$ ,  $S\frac{1}{2}NE\frac{1}{4}$  and  $NW\frac{1}{4}$ ;  
Sec. 23, Lots 3, 4 and  $SW\frac{1}{4}NW\frac{1}{4}$ .

Respectfully,

WILLIAM E. WARNE,  
Acting Commissioner.

I concur: January 9, 1946.

ARCHIE D. RYAN,  
Acting Director of the  
Grazing Service.

I concur: January 8, 1946.

FRED W. JOHNSON,  
Commissioner of the  
General Land Office.

The foregoing recommendation is hereby approved, as recommended, and

the Commissioner of the General Land Office will cause the records of his office and the district land office to be noted accordingly.

OSCAR L. CHAPMAN,  
Assistant Secretary.

FEBRUARY 21, 1946.

[F. R. Doc. 46-3643; Filed, Mar. 7, 1946;  
9:48 a. m.]

##### BOISE PROJECT, IDAHO

##### FIRST FORM RECLAMATION WITHDRAWAL

JANUARY 17, 1946.

The SECRETARY OF THE INTERIOR.

SIR: In accordance with the authority vested in you by the act of June 28, 1934 (48 Stat. 1269), as amended, it is recommended that the following described lands be withdrawn from public entry under the first form of withdrawal, as provided in section 3 of the act of June 17, 1902 (32 Stat. 388), and that Departmental Order of April 8, 1935 establishing Idaho Grazing District No. 1 be modified and made subject to the withdrawal effected by this order.

##### BOISE PROJECT

##### BOISE MERIDIAN, IDAHO

T. 16 N., R. 3 E.,  
Sec. 6, Lots 2, 7, 8, 11 and 16.  
T. 17 N., R. 3 E.,  
Sec. 31, Lots 7, 8, 11 and 12.

Respectfully,

MICHAEL W. STRAUS,  
Commissioner.

I concur: February 8, 1946.

ARCHIE D. RYAN,  
Acting Director of the  
Grazing Service.

I concur: February 11, 1946.

FRED W. JOHNSON,  
Commissioner of the  
General Land Office.

The foregoing recommendation is hereby approved, as recommended, and the Commissioner of the General Land Office will cause the records of his office and the district land office to be noted accordingly.

WARNER W. GARDNER,  
Acting Secretary.

FEBRUARY 22, 1946.

[F. R. Doc. 46-3644; Filed, Mar. 7, 1946;  
9:48 a. m.]

##### Office of the Secretary.

##### UPPER MISSISSIPPI RIVER WILD LIFE AND FISH REFUGE

##### ORDER CLOSING AREA

By virtue of the authority in me vested by the Upper Mississippi River Wild Life and Fish Refuge Act of June 7, 1924 (43 Stat. 650), as amended, and Government Reorganization Plan No. II of May 9, 1939 (53 Stat. 1431), it is hereby ordered, That the following described area of land and water situated on Island No. 189 in the northern part of War Department Pool No. 11 in Clayton County, Iowa, acquired under the authority of the said



Upper Mississippi River Wild Life and Fish Refuge Act, be and it is hereby set aside for the propagation and distribution of fish by the Fish and Wildlife Service and taking of fish or aquatic animal life of any kind is prohibited.

FIFTH PRINCIPAL MERIDIAN

T. 92 N., R. 2 W., all those parts of Sections 15, 16, 21, 22, 27, and 28 lying south of War Department Dam No. 10, except the north 100 feet of Lot 1 in Section 16.

This order supersedes the order signed by the Secretary of Commerce on November 17, 1934, entitled "Order Closing Certain Areas in Upper Mississippi Wild Life and Fish Refuge to Fishing".

OSCAR L. CHAPMAN,  
*Acting Secretary of the Interior.*

MARCH 1, 1946.

[F. R. Doc. 46-3465; Filed, Mar. 7, 1946;  
9:47 a. m.]

DEPARTMENT OF AGRICULTURE.

Production and Marketing Administration.

DIRECTOR OF LIVESTOCK BRANCH

DELEGATION OF AUTHORITY

Pursuant to the authority vested in me under the act of May 17, 1928, the act of June 16, 1938, and the Department of Agriculture Organic Act of 1944 (45 Stat. 593, 52 Stat. 739, and 58 Stat. 454; 7 U.S.C. and Supp. IV 415a-e) and the regulations promulgated thereunder, there is hereby delegated to the Director of the Livestock Branch, Production and Marketing Administration, United States Department of Agriculture, authority to sign certificates on practical forms of United States standards for wool and wool top issued under said acts.

The Director of the Livestock Branch may, in his discretion, redelegate the authority granted herein to the Chief, Wool Division, Livestock Branch.

In witness whereof, I have hereunto set my hand and the Seal of the Department of Agriculture this 6th day of March 1946.

[SEAL] WILLIAM C. CROW,  
*Acting Assistant Administrator for Regulatory and Marketing Service Work*

[F. R. Doc. 46-3688; Filed, Mar. 7, 1946;  
11:24 a. m.]

DIRECTOR OF LIVESTOCK BRANCH

DELEGATION OF AUTHORITY

Pursuant to the authority vested in me under the Act of April 26, 1910 (36 Stat. 331; 7 U.S.C. 121-134), and the regulations promulgated thereunder (Title 7, Chapter 1, Part 161 of the Code of Federal Regulations), there is hereby delegated to the Director of the Livestock Branch, Production and Marketing Administration, United States Department of Agriculture, authority to sign citations alleging misbranding or adulteration under the Insecticide Act of 1910.

The Director of the Livestock Branch may, in his discretion, redelegate the

authority granted herein to the Chief, Insecticide Division, Livestock Branch.

In witness whereof, I have hereunto set my hand and the Seal of the Department of Agriculture this 6th day March 1946.

[SEAL] G. T. PEYTON,  
*Acting Assistant Administrator for Regulatory and Marketing Service Work.*

[F. R. Doc. 46-3689; Filed, Mar. 7, 1946;  
11:24 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 396, Special Permit 32]

RECONSIGNMENT OF GRAPEFRUIT AT LITTLE ROCK, ARK.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (10 F.R. 15008), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Little Rock, Arkansas, March 2, 1946, by Bolis and Hagan, of car FGEX 16130, grapefruit, now on the Missouri-Pacific Railroad, to Kansas City, (Mo.-Pac.), account railroad error.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 1st day of March 1946.

V. C. CLINGER,  
*Director,*  
*Bureau of Service.*

[F. R. Doc. 46-3699; Filed, Mar. 7, 1946;  
11:25 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5786]

DEUTSCHE EFFECTEN-UND WECHSEL-BANK

In re: Bank account owned by Deutsche Effecten-und Wechsel-Bank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Effecten-und Wechsel-Bank, the last known address of which is Frankfurt, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Effecten-und Wechsel-Bank, by Irving Trust Company, 1 Wall Street, New York, New York,

arising out of an outstanding foreign draft account, entitled Deutsche Effecten und Wechsel Bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 1, 1946.

[SEAL] JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-3607; Filed, Mar. 6, 1946;  
11:49 a. m.]

[Vesting Order 5789]

DEUTSCHE GOLD-UND SILBER-SCHNEIDANSTALT, VORMALS ROSSLER

In re: Bank account owned by Deutsche Gold-und Silber-Schneideanstalt, vormals Rossler.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended,



and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Gold-und Silber-Scheideanstalt, vormals Rosler, the last known address of which is Frankfurt, A/M, Germany, is a national of a designated enemy country (Germany);

2. Finding that the property described as follows: That certain debt or other obligation owing to Deutsche Gold-und Silber-Scheideanstalt, vormals Rosler, by Irving Trust Company, 1 Wall Street, New York, New York, arising out of a checking account, entitled Deutsche Gold-und Silber-Scheideanstalt, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 1, 1946.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 46-3608; Filed, Mar. 6, 1946;  
11:50 a. m.]

[Vesting Order 5942]

ERNST STOERI

In re: Bank account owned by Ernst Stoeri.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ernst Stoeri, whose last known address is Ogawa-Besso, Kugenuma 2753, Fujisawa-Machi, Kanagawa-Ken, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Ernst Stoeri, by the National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, entitled Ernst Stoeri, maintained at the branch office of the aforesaid bank located at 22 William Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 18, 1946.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 46-3484; Filed, Mar. 5, 1946;  
10:28 a. m.]

[Vesting Order CE 129]

# COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CALIFORNIA AND OREGON COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on



Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

## EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Despoitary	Column 6 Sum vested
<i>Item 1</i>					
Wilhelmina MacGillavry-Schreuder.	Holland.....	Estate of Robert MacGillavry, deceased, Superior Court, County of Monterey, Calif., File No. 6945.	<sup>1</sup> \$10,000.00	The Bank of California N. A. successor trustee in the estate of Robert MacGillavry, deceased, California and Sansome St., San Francisco, Calif.	\$95.00
<i>Item 2</i>					
Jan Theodoor MacGillavry.....	Holland.....	Same.....	<sup>1</sup> 10,000.00	Same.....	95.00
<i>Item 3</i>					
Robert MacGillavry.....	Holland.....	Same.....	<sup>1</sup> 10,000.00	Same.....	95.00
<i>Item 4</i>					
Ellen MacGillavry.....	Holland.....	Same.....	<sup>1</sup> 10,000.00	Same.....	95.00
<i>Item 5</i>					
Frantisek Vlascek.....	Czechoslovakia.....	Estate of Joseph Vlascek, deceased, Superior Court, County of Los Angeles, Calif., File No. 159150.	121.85	Security First National Bank of Los Angeles, Los Angeles, Calif., account No. 398616, in the name of Frantisek Vlascek.	5.00
<i>Item 6</i>					
Frances Vlascek.....	Czechoslovakia.....	Same.....	121.85	Same (account No. 398617 in the name of Frances Vlascek).	5.00
<i>Item 7</i>					
Joseph Vlascek.....	Czechoslovakia.....	Same.....	121.85	Same (account No. 398618 in the name of Joseph Vlascek).	5.00
<i>Item 8</i>					
Marie Vlascek.....	Czechoslovakia.....	Same.....	121.85	Same (account No. 398619 in the name of Marie Vlascek).	5.00
<i>Item 9</i>					
Joseph Jerabek.....	Czechoslovakia.....	Same.....	162.47	Same (account No. 398620 in the name of Joseph Jerabek).	7.00
<i>Item 10</i>					
Marie Jerabek.....	Czechoslovakia.....	Same.....	162.47	Same (account No. 398621 in the name of Marie Jerabek).	7.00
<i>Item 11</i>					
Anna Jerabek.....	Czechoslovakia.....	Same.....	162.47	Same (account No. 398622 in the name of Anna Jerabek).	7.00
<i>Item 12</i>					
Marie Fencel.....	Czechoslovakia.....	Estate of Joseph Vlascek, deceased, Superior Court, County of Los Angeles, Calif., file No. 159150.	243.71	Same (account No. 398623, in the name of Marie Fencel).	11.00
<i>Item 13</i>					
Jan Fencel.....	Czechoslovakia.....	Same.....	243.71	Same (account No. 398624 in the name of Jan Fencel).	11.00
<i>Item 14</i>					
Anna Sande Waage.....	Norway.....	Estate of Frithjof P. Waage, deceased, Circuit Court, Multnomah County, State of Oregon, File No. 49210.	2,145.30	First National Bank of Portland, Salem, Branch, Salem, Oreg., Blocked account in the name of Anna Sande Waage.	84.00
<i>Item 15</i>					
Anna Madsen.....	Denmark.....	Estate of Catherine B. Olsen, also known as Bodelle K. Larsen, also known as Catherine B. Peterson, deceased, Superior Court, City and County of San Francisco, Calif., File No. 62401.	2,898.70	Frank P. Walts, executor of the last will and testament of Catherine B. Olsen, 1205 Pierce St., San Francisco, Calif.	52.00
<i>Item 16</i>					
Hanna Jacobsen, whose true name is Wilhelmine Johanne Cecilie Sorensen.	Denmark.....	Same.....	2,898.70	Wells Fargo Bank & Union Trust Co., San Francisco, Calif., Savings Account No. 20548 designated: Consulate of Denmark at San Francisco in trust for Wilhelmine Johanne Cecilie Sorensen, a national of Denmark.	52.00
<i>Item 17</i>					
Stravroula M. Argeropoulou.....	Greece.....	Estate of James A. Mahas, also known as Demetrios A. Mahas, deceased, Superior Court, county of Los Angeles, Calif., file No. 205875.	504.39	Security First National Bank of Los Angeles, First and Spring Branch, Los Angeles, Calif., Account No. 397615 in the name of Stravroula M. Argeropoulou.	39.00
<i>Item 18</i>					
Sabina Garlitos.....	Philippine Islands.....	Estate of Victor Garlitos, also known as Victor C. Garlitos, deceased, Superior Court, county of San Francisco, Calif., file No. 92078.	1,164.85	Bank of America N. T. and S. A., Market and New Montgomery Branch, San Francisco, Calif., account in the name of Sabina Garlitos, Account No. 6210.	91.00
<i>Item 19</i>					
Naftalie Lapajovka.....	Poland.....	Estate of Sadie Golberg, deceased, Superior Court, county of Sacramento, Calif., file No. 19432.	400.80	Capital National Bank of Sacramento, Sacramento, Calif., Trust Dept.	28.00
<i>Item 20</i>					
Akiba Stalhamer, f. Arzt.....	Poland.....	Same.....	80.17	Same.....	6.00
<i>Item 21</i>					
Feiga Sara Stalhamer, f. Arzt.....	Poland.....	Same.....	80.17	Same.....	6.00
<i>Item 22</i>					
Cipa Stalhamer f. Arzt.....	Poland.....	Same.....	80.17	Same.....	6.00

<sup>1</sup> Approximately.



[Vesting Order CE 130]

## COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW JERSEY COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the

Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

## EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
<i>Item 1</i>					
Rosina Mastrovicchio.....	Italy.....	Estate of Nicola Monaco, deceased, Passaic County Orphans' Court, Passaic County, N. J.	\$1,261.31	Antonio J. Monaco, administrator, c/o Peter Cohn, 45 Church St., Paterson, N. J.	\$53.00
<i>Item 2</i>					
Mrs. Hendrieka Groenewegen and Christien Groenewegen, Quirinus Groenewegen, Dick Groenewegen, Martinus Groenewegen, Wimi Groenewegen.....	Holland.....	Fidelity Union Trust Co., as trustee, under agreement between Hendrik vanden Boom, et al Court of Chancery of New Jersey, Docket No. 149/212.	(1)	Fidelity Union Trust Co., trustee, 755 Broad St., Newark, N. J.	107.00
<i>Item 3</i>					
Albert Albertsen.....	Denmark.....	Estate of Aage C. Albertsen, deceased, Hudson County Orphans' Court, Hudson County, N. J.	853.20	George Bech, Consul General of Denmark, c/o Alfred J. Bedard, 40 Exchange Pl., New York, N. Y.	45.05
<i>Item 4</i>					
Anna Joergine, Albertsen Nissen.....	Denmark.....	Same.....	214.40	Same.....	11.31
<i>Item 5</i>					
Cadet J. K. Albertsen.....	Denmark.....	Same.....	214.40	Same.....	11.32
<i>Item 6</i>					
Else Albertsen.....	Denmark.....	Same.....	214.40	Same.....	11.32
<i>Item 7</i>					
Mrs. M. Thomsen.....	Denmark.....	Estate of Lorenz Hansen, deceased, Hudson County Orphans' Court, Hudson County, N. J.	214.00	Alfred J. Bedard, administrator, 40 Exchange Pl., New York, N. Y.	36.00
<i>Item 8</i>					
Christian Jeppesen.....	Denmark.....	Estate of Agathon J. Jeppesen, deceased, Hudson County Orphans' Court, Hudson County, N. J.	300.15	Georg Bech, Consul-General of Denmark, c/o Alfred J. Bedard, 40 Exchange Pl., New York, N. Y.	13.00
<i>Item 9</i>					
M. Jeppesen.....	Denmark.....	Same.....	300.15	Same.....	13.00
<i>Item 10</i>					
Maja Klausen.....	Denmark.....	Estate of Karl Klausen, deceased, Hudson County Orphans' Court, Hudson County, N. J.	177.00	Alfred J. Bedard, administrator, 40 Exchange Pl., New York, N. Y.	30.00

<sup>1</sup> Remainder interests in a trust established under an agreement between Hendrik vanden Boom and Fidelity Union Trust Co., dated Sept. 30, 1931.

[F. R. Doc. 46-3486; Filed, Mar. 5, 1946; 10:28 a. m.]

[Vesting Order CE 131]

## COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN PENNSYLVANIA, LOUISIANA, FLORIDA, MARYLAND AND DISTRICT OF COLUMBIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095 as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or

administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the per-



son described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column

6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a re-

quest for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
<i>Item 1</i>					
Josephine Perri.....	Italy.....	Estate of Luigi Perri, deceased, in the Orphans' Court of Northumberland County, Pa.	\$3,081.91	Zopito Chiavarolli, Trustee, 714 N. Franklin St., Shamokin, Pa.	\$19.00
<i>Item 2</i>					
Gabriel Perri.....	Italy.....	Same.....	3,081.91	Same.....	19.00
<i>Item 3</i>					
Rosaria Perri.....	Italy.....	Same.....	1,027.30	Same.....	6.00
<i>Item 4</i>					
Teresa Perri.....	Italy.....	Same.....	1,027.31	Same.....	6.00
<i>Item 5</i>					
Florina Perri.....	Italy.....	Same.....	1,027.31	Same.....	6.00
<i>Item 6</i>					
Maria Monaco Conti.....	Italy.....	Estate of Francesco Conte, also known as Francesco Conti, also known as Frank Conti, also known as Eugenio Conte, deceased, in the Orphans' Court of Lawrence County, Pa.	273.49	Fred Califato, Administrator of the Estate of Francesco Conte deceased, R. D. #7, New Castle, Pa.	11.00
<i>Item 7</i>					
Cristina Conti.....	Italy.....	Same.....	273.50	Same.....	11.00
<i>Item 8</i>					
Eugenio Conti.....	Italy.....	Same.....	273.50	Same.....	11.00
<i>Item 9</i>					
Ada Yuille Nebout.....	France.....	Mrs. Jeanne Maspero Bayon, et al., versus Ada Yuille Nebout, Civil District Court for the Parish of Orleans, La., No. 256-222, Division B, Docket 1.	1,125.63	Treasurer of the State of Louisiana, Baton Rouge, La.	38.00
<i>Item 10</i>					
Julien L'Homme.....	France.....	Estate of Jeanne L'Homme Hudson, deceased, in the Court of the County Judge of Hillsborough County, Fla.	20,242.00	The First National Bank of Tampa, Executor and Trustee of the Estate of Jeanne L'Homme Hudson, deceased, Tampa, Fla.	30.00
<i>Item 11</i>					
Pawel Janik.....	Poland.....	Estate of Joseph Janik, deceased, in the Orphans' Court of Baltimore City, Baltimore, Md., No. 33852, Baltimore City, S. C. T.	1,488.90	John H. Bouse, Register of Wills for Baltimore City, Baltimore, Md.	7.00
<i>Item 12</i>					
Michael Janik.....	Poland.....	Same.....	1,488.90	Same.....	7.00
<i>Item 13</i>					
Jozefa Sadan.....	Poland.....	Same.....	1,488.90	Same.....	7.00
<i>Item 14</i>					
Katarzyna Sidur.....	Poland.....	Same.....	1,488.90	Same.....	7.00
<i>Item 15</i>					
Annina Feola Boragine.....	Italy.....	Estate of Antonio J. Feola, deceased, in the District Court of the United States for the District of Columbia, holding Probate Court, Adm. No. 63,764.	3,952.00	Mimi C. Marseglia, Executor of the Estate of Antonio J. Feola, deceased, 2856 28th St., N.W., Washington, D. C.	39.00
<i>Item 16</i>					
Anna Kravlen.....	Norway.....	Anna Larsen, et al., versus Anna Kravlen, et al., in the Circuit Court of Baltimore City, Md., No. A-716/44.	2,192.33	Edward A. Ferrari, Trustee, 1008 American Bldg., Baltimore, Md.	60.00
<i>Item 17</i>					
Dimitria, also known as Tulla, or Troula Poularis, or Fauleris.....	Greece.....	Estate of Frank Poularis, also known as Frank Pourlours, deceased, in the Orphans' Court of Allegheny County, Pa., No. 4610 of 1944.	502.30	Peter A. Caloyer, Executor of the Estate of Frank Poularis, deceased, 150 Westland Drive, Pittsburgh, Pa.	25.00
<i>Item 18</i>					
Panagiota Karpathiou.....	Greece.....	Estate of Nick Phillips, deceased, in the District Court of the United States for the District of Columbia, Adm. No. 62987.	718.12	Sakellis J. Photis, Administrator of the Estate of Nick Phillips, deceased, 1749 P St. N.W., Washington, D. C.	25.00



[Vesting Order CE 132]

## COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MINNESOTA, MICHIGAN, ILLINOIS, INDIANA AND OHIO COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the

Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

## EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
<i>Item 1</i>					
Mrs. Marjorie P. Cinelli.....	Italy.....	Estate of Julius S. Pomeroy, deceased, Probate Court, County of Hennepin, Minneapolis, Minn.	\$40,000.00	First National Bank of Minneapolis, Minneapolis, Minn. "Blocked Safekeeping Account" for Marjorie P. Cinelli.	\$174.00
<i>Item 2</i>					
Vito Rondinelli.....	Italy.....	Estate of Joseph Rondinelli, also known as Joe Rondinelli, deceased, Probate Court, county of Berrien, Mich.	634.41	Mr. Wm. H. Bartz, Berrien County Treasurer, St. Joseph, Mich.	125.00
<i>Item 3</i>					
Giovanna Rondinelli (also known as Giovanna Saratore).....	Italy.....	Same.....	634.42	Same.....	125.00
<i>Item 4</i>					
Anna Erickson.....	Denmark.....	Estate of Jens Sorensen, deceased, County Court, County of Kankakee, Ill.	100.00	The First National Bank of Chicago, 38 South Dearborn St., Chicago, Ill., account No. 1,395,251.	5.00
<i>Item 5</i>					
Anton Erickson.....	Denmark.....	Same.....	552.05	Same (account No. 1,395,252).....	15.00
<i>Item 6</i>					
Martin Erickson.....	Denmark.....	Same.....	552.05	Same (account No. 1,395,253).....	15.00
<i>Item 7</i>					
Anna Erickson.....	Denmark.....	Same.....	552.04	Same (account No. 1,395,254).....	15.00
<i>Item 8</i>					
Soren Nielson.....	Denmark.....	Same.....	552.04	Same (account No. 1,395,255).....	15.00
<i>Item 9</i>					
Mina (Nina) Nielson Kristiansen.....	Denmark.....	Same.....	552.04	Same (account No. 1,395,256).....	15.00
<i>Item 10</i>					
Matilda Kramér.....	Denmark.....	Same.....	552.04	Same (account No. 1,395,257).....	15.00
<i>Item 11</i>					
Viola Rodgers.....	France.....	Estate of Otto Carmichael, deceased, Circuit Court, County of Delaware, Ind., Administration No. 8034.	11,000.00	The National Metropolitan Bank, 613 15th St., NW., Washington, D. C., Executor.	100.00
<i>Item 12</i>					
Mary Kiktavi (wife).....	Czechoslovakia.....	Estate of Steve Kiktavi, deceased, Probate Court, County of Mahoning, Ohio, File No. 32723.	966.35	Clifford M. Woodside, Probate Judge of Mahoning County, Youngstown, Ohio.	32.00
<i>Item 13</i>					
Mary Kiktavi (daughter).....	Czechoslovakia.....	Same.....	966.35	Same.....	32.00

<sup>1</sup> Less Indiana inheritance tax, estimated at \$63.

[F. R. Doc. 46-3488; Filed, Mar. 5, 1946; 10:28 a. m.]

[Vesting Order CE 133]

## COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended,

and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occu-

pled territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or



administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

## EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
<i>Item 1</i>					
Onni Kinaba, formerly known as Onni Rippatti.	Finland.....	Estate of Aina Ripatti, dec'd.; Surrogate's Court, Nassau County, N. Y.	\$2,585.34	Treasurer of Nassau County, Mineola, N. Y.	\$32.47
<i>Item 2</i>					
Lauri Ripatti.....	Finland.....	Same.....	2,585.34	Same.....	32.48
<i>Item 3</i>					
Helini Ripatti.....	Finland.....	Same.....	2,585.35	Same.....	32.47
<i>Item 4</i>					
Dimetrius Koyatsos.....	Greece.....	Estate of Thomas Kolis, deceased, Surrogate's Court, N. Y. County, N. Y., P1444-1944.	905.82	John Nickolas, Executor, 1023 6th Ave., New York, N. Y.	16.75
<i>Item 5</i>					
Stathan Kotsiamis.....	Greece.....	Same.....	905.82	Same.....	16.75
<i>Item 6</i>					
Asimou Xiromeritis.....	Greece.....	Same.....	905.83	Same.....	16.75
<i>Item 7</i>					
"Jane" Karoumbis.....	Greece.....	Same.....	905.83	Same.....	16.75
<i>Item 8</i>					
Vittoria Rosetti.....	Italy.....	Estate of Peter Rossi, deceased, Surrogate's Court, County of Albany, N. Y.	6,641.09	Rose Rossi, Administratrix, c/o Charles F. Saunders, 91 State St., Albany, N. Y.	87.00
<i>Item 9</i>					
Nicholas Mogus.....	Yugoslavia.....	Estate of Mark M. Magus, deceased, Surrogate's Court, Chautauqua County, N. Y.	200.00	Franklin M. Philbrick, Administrator, Forestville, N. Y.	12.65
<i>Item 10</i>					
Frieda Podratzik.....	Lithuania.....	Estate of Isaac Salzman, deceased, Surrogate's Court, Kings County, N. Y., Docket #2274/1939.	1,920.00	Jacob T. Salzman, 470 West End Ave., N. Y. C., and Judith Moscovitz, 6 Ferdinand Pl., New Rochelle, N. Y. Co., Executors.	88.57
<i>Item 11</i>					
David Panesi.....	Italy.....	Estate of Rev. Joseph Panesi, deceased, Surrogate's Court, Oneida County, N. Y.	5,043.35	Rev. Aubrey R. Seiter, Executor, c/o James M. O'Hara, 309 Foster Bldg., Utica, N. Y.	7.63
<i>Item 12</i>					
Emilia Panesi.....	Italy.....	Same.....	5,043.36	Same.....	7.63
<i>Item 13</i>					
Theresa Panesi.....	Italy.....	Same.....	5,043.36	Same.....	7.63

<sup>1</sup> And interest.

[F. R. Doc. 46-3489; Filed, Mar. 5, 1946; 10:28 a. m.]

## [Vesting Order CE 134]

# COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MASSACHUSETTS AND NEW HAMPSHIRE COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the

designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit,



of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time

as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

## EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
<i>Item 1</i>					
Rachel Pancerman.....	Poland.....	Estate of Morris Schreiber, deceased, Probate Court, Bristol County, Mass., No. 81932.	\$15,331.01	William S. Downey, public administrator, administrator of the estate of Morris Schreiber, deceased, 261 Union St., New Bedford, Mass.	\$58.00
<i>Item 2</i>					
Laja Lancer.....	Poland.....	Same.....	15,331.01	Same.....	58.00
<i>Item 3</i>					
Chanai Redlich.....	Poland.....	Same.....	15,331.01	Same.....	58.00
<i>Item 4</i>					
Hermann Adrien Kunkler.....	France.....	Estate of Clotilde L. Cumston, deceased, Probate Court, Suffolk County, Mass., No. 316941.	2,000.00	Boston Safe Deposit & Trust Co., 100 Franklin St., Boston, Mass., executor of the estate of Clotilde L. Cumston, deceased.	24.00
<i>Item 5</i>					
Paul Benjamin Kunkler.....	France.....	Same.....	2,000.00	Same.....	24.00
<i>Item 6</i>					
Maurice Viollier.....	France.....	Same.....	1,000.00	Same.....	11.00
<i>Item 7</i>					
Alvan Sanborn.....	France.....	Trust under the will of Howard A. Crossman, deceased, Probate Court, Rockingham County, N. H., No. 28042.	(?)	William M. Oliver and Roger Pierce, trustees, New England Trust Co., agent, 135 Devonshire St., Boston, Mass.	76.00
<i>Item 8</i>					
Ellen B. Scalabrino.....	France.....	Trust under the will of Emily J. Newhall, deceased, probate court, Suffolk County, Mass., No. 40521.	(?)	State Street Trust Co., trustee, Boston, Mass.	100.00
<i>Item 9</i>					
Mrs. Anna E. Chamberlain.....	France.....	Trust under the will of Silas Potter, deceased, Probate Court, Suffolk County, Mass., No. 87000.	(?)	Boston Safe Deposit and Trust Co., Trustee, 100 Franklin St., Boston, Mass.	64.00

<sup>1</sup> Income from trust under the will of Howard A. Crossman, deceased.

<sup>2</sup> Income from trust under the will of Emily J. Newhall, deceased.

<sup>3</sup> Income from Trust under the will of Silas Potter, deceased.

[F. R. Doc. 46-3490; Filed, Mar. 5, 1946; 10:29 a. m.]

## [Vesting Order CE 135]

## COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the

Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.



## EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Despositary	Column 6 Sum vested
		<i>Item 1</i>			
Bessie Tauber Geller.....	Poland.....	Estate of Simon Sissor, deceased, Probate Court of Cook County, Ill. #41 P 3284; Doc. 403; Page 129.	\$1,130.81	Treasurer of Cook County, Cook County Bldg., Chicago, Ill.	\$23.00
Jacob Tauber.....	Poland.....	Same..... <i>Item 2</i>	1,130.82	Same.....	23.00
Unknown heirs of Abraham Sissor.....	Poland.....	Same..... <i>Item 3</i>	2,226.10	Same.....	45.00
		<i>Item 4</i>			
Magnus Ornes.....	Norway.....	Estate of Christ Ornes, deceased, Probate Court of Cook County, Ill. 42 P 1434; Doc. 410; Page 405.	233.00	Same.....	12.00
Torgny Ornes.....	Norway.....	Same..... <i>Item 5</i>	233.00	Same.....	12.00
Katrina Ornes.....	Norway.....	Same..... <i>Item 6</i>	233.00	Same.....	12.00
Anna Ornes.....	Norway.....	Same..... <i>Item 7</i>	233.00	Same.....	12.00
Gunhild Ornes.....	Norway.....	Same..... <i>Item 8</i>	233.00	Same.....	12.00
		<i>Item 9</i>			
Mme. Alexandrine Chanet.....	France.....	Estate of Alexander Monlong, deceased, Probate Court, Cook County, Chicago, Ill. File No. 43-P-6953, Docket 425, Page 418.	210.09	Same.....	21.00
Mme. Julienne Montergons.....	France.....	Same..... <i>Item 10</i>	210.09	Same.....	21.00
		<i>Item 11</i>			
Rev. Andreo Mavrinac.....	Yugoslavia (Croatia).....	Estate of Raymond H. Mavrinac, deceased, Probate Court of Cook County, Chicago, Illinois. File No. 42 P 4822, Docket 414, Page 8.	367.26	Same.....	39.00
Mrs. Johanna Zezelle.....	Yugoslavia (Croatia).....	Same..... <i>Item 12</i>	122.42	Same.....	13.00
Mrs. Filipina Paskvan.....	Yugoslavia (Croatia).....	Same..... <i>Item 13</i>	122.42	Same.....	13.00
Mrs. Kristina Bacac.....	Yugoslavia (Croatia).....	Same..... <i>Item 14</i>	122.42	Same.....	13.00
Pastor of the Roman Catholic Church, St. Bartol, in Cernik, Primorsky, Yugoslavia.....	Yugoslavia (Croatia).....	Same..... <i>Item 15</i>	367.26	Same.....	39.00
		<i>Item 16</i>			
John Pierog.....	Poland.....	Estate of Jozef Pierog, a/k/a Jozef Pirog, deceased, Probate Court of Cook County, Ill., #42 P 5248, Docket 414, Page 271.	383.21	Same.....	10.00
Apolonia Pierog Barnas.....	Poland.....	Same..... <i>Item 17</i>	383.21	Same.....	10.00
Helen Pierog Gurga.....	Poland.....	Same..... <i>Item 18</i>	383.21	Same.....	10.00
Karolina Pierog Kusek.....	Poland.....	Same..... <i>Item 19</i>	383.21	Same.....	10.00
		<i>Item 20</i>			
Lawrence Pierog.....	Poland.....	Estate of Josef Pierog, a/k/a Josef Pirog, deceased, Probate Court of Cook County, Ill. #42 P 5248 Docket 414 Page 271.	383.22	Same.....	10.00
Maciej Pierog.....	Poland.....	Same..... <i>Item 21</i>	383.22	Same.....	10.00
John Pierog.....	Poland.....	Same..... <i>Item 22</i>	383.22	Same.....	10.00
Marja Pierog Mikos.....	Poland.....	Same..... <i>Item 23</i>	383.21	Same.....	10.00
Tekla Pierog Gawle.....	Poland.....	Same..... <i>Item 24</i>	383.21	Same.....	10.00
Maciej Pierog.....	Poland.....	Same..... <i>Item 25</i>	383.21	Same.....	10.00
Wladyslaw Pierog.....	Poland.....	Same..... <i>Item 26</i>	383.21	Same.....	10.00
Anna Pierog Krzak.....	Poland.....	Same..... <i>Item 27</i>	383.21	Same.....	10.00
Alexander Pierog.....	Poland.....	Same..... <i>Item 28</i>	383.21	Same.....	10.00



[Vesting Order CE 136]

## COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ARIZONA, COLORADO, MONTANA AND OREGON COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred

by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on February 25, 1946.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

## EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
<i>Item 1</i>					
Soren Thomsen Sorensen	Denmark	Estate of Morris Sorensen, deceased, in the Superior Court of the State of Arizona, in and for the County of Maricopa, No. 14457.	\$7,500.00	M. L. Gibbons and Maggie Hastings, Joint Administrators of the Estate of Morris Sorensen, deceased, c/o Albert W. Gurtler, Professional Court Bldg., Mesa, Ariz.	\$219.00
<i>Item 2</i>					
Maria Luigia Grande	Italy	Estate of John Grande, also known as Giovanni Grande, deceased, in the Superior Court of the State of Arizona, in and for the County of Cochise, No. 3927.	1,167.74	John B. Hart, Administrator of the Estate of John Grande, alias Giovanni Grande, deceased, c/o City Hall, 412 10th St., Douglas, Ariz.	23.71
<i>Item 3</i>					
Concetta Grande	Italy	Same	1,167.74	Same	23.71
<i>Item 4</i>					
Rita Belperio	Italy	Same	291.93	Same	5.93
<i>Item 5</i>					
Lauretta Belperio	Italy	Same	291.93	Same	5.93
<i>Item 6</i>					
Giorgina Belperio	Italy	Same	291.93	Same	5.93
<i>Item 7</i>					
Giorgio Belperio	Italy	Same	291.94	Same	5.93
<i>Item 8</i>					
Florentino Groff	Italy	Estate of Bart Gasperi, deceased, County Court, Gilpin County, Colo., No. 983.	490.00	Leroy J. Williams, Administrator of the Estate of Bart Gasperi, deceased, Post Office Box 247, Central City, Colo.	31.27
<i>Item 9</i>					
Giuseppe Gasperi	Italy	Same	490.00	Same	31.26
<i>Item 10</i>					
William Johnson	Norway	Estate of Carrier Fladmark, deceased, in the County Court, in and for the city and County of Denver, Colo.	1,676.96	Golding Fairfield, Executor of the Estate of Carrier Fladmark, deceased, 930-35 First National Bank Bldg., Denver, Colo.	104.00
<i>Item 11</i>					
Juan Itcaina	France	Estate of Jeanne Marie Itcaina, deceased, in the District Court of the 17th Judicial District, of the State of Montana, in and for the County of Valley.	1,800.00	Pete Itcaina, Administrator of the Estate of Jeanne Marie Itcaina, deceased, Brookside, Mont.	37.47
<i>Item 12</i>					
Pascaline Itcaina	France	Same	1,800.00	Same	37.46
<i>Item 13</i>					
Jess Meinertz	Denmark	Estate of Jacob Kall in the Superior Court of the State of Oregon in and for the County of Multnomah. No. 47778.	454.98	A. Sporon-Fiedler, Consul General of Denmark, Mills Bldg., San Francisco 4, Calif.	27.72
<i>Item 14</i>					
Esse Meinertz	Denmark	Same	454.98	Same	27.72
<i>Item 15</i>					
Clarisse Struelens	Belgium	Estate of John Struelens, deceased, in the Circuit Court for the County of Multnomah, Oreg.	630.00	Edward C. White, Administrator of the Estate of John Struelens, deceased, 210 N. W. 17th Ave., Portland, Oreg.	43.00

<sup>1</sup> Approximately.



[Vesting Order CE 138]

COSTS AND EXPENSES INCURRED IN CERTAIN  
ACTIONS OR PROCEEDINGS IN CERTAIN  
COOK COUNTY, ILL., COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien

Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

## EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
<i>Item 1</i>					
Rosina Cirillo.....	Italy.....	Estate of Theresa Barotto, deceased, Probate Court, Cook County, Ill., File No. 44 P 8064; Docket 436; page 197.	\$1,010.53	The County Treasurer of Cook County, Chicago, Ill.	\$90.00
<i>Item 2</i>					
Mary Pullega.....	Italy.....	Estate of Felix Pullega, deceased, Probate Court, Cook County, Ill., 43-P-4929; 423/321.	385.87	Same.....	36.00
<i>Item 3</i>					
Massina Giovannina Munitello.....	Italy.....	Estate of Mattes Munitella, deceased, Probate Court, Cook County, Ill., File No. 42 P-6035; Docket 415; page 121.	509.72	Same.....	31.00
<i>Item 4</i>					
Michell Munitello.....	Italy.....	Same.....	509.72	Same.....	31.00
<i>Item 5</i>					
Unknown heir or heirs at law of Mattes Munitella, deceased.	Italy.....	Same.....	509.71	Same.....	31.00
<i>Item 6</i>					
Marie Malek.....	Czechoslovakia.....	Estate of Rudolph Smid, alias Rudolf Smid, alias Rudolph Senmiot, deceased, Probate Court, Cook County, Ill., File No. 42-P-238.	685.57	Same.....	22.00
<i>Item 7</i>					
Anna Vorisek.....	Czechoslovakia.....	Same.....	685.57	Same.....	22.00
<i>Item 8</i>					
Marie Smid.....	Czechoslovakia.....	Same.....	650.57	Same.....	21.00
<i>Item 9</i>					
Quan Six Eng.....	China.....	Estate of John Franklin Eng, deceased, Probate Court, Cook County, Ill., File No. 44-P-2443, Docket 430, page 111.	1,061.51	Same.....	39.00
<i>Item 10</i>					
Pak Cheo Eng.....	China.....	Same.....	1,061.51	Same.....	39.00
<i>Item 11</i>					
Pak Lok Eng.....	China.....	Same.....	1,061.51	Same.....	39.00
<i>Item 12</i>					
Kai Hai Eng.....	China.....	Same.....	1,061.51	Same.....	39.00
<i>Item 13</i>					
Gee Jan Eng.....	China.....	Same.....	1,061.52	Same.....	39.00
<i>Item 14</i>					
Lauw Goung Eng.....	China.....	Same.....	1,061.52	Same.....	39.00
<i>Item 15</i>					
Lum Se Eng.....	China.....	Same.....	2,123.04	Same.....	75.00
<i>Item 16</i>					
Elizabeth Hensler.....	Belgium.....	Estate of Emile F. Borre, deceased, Probate Court, Cook County, Ill., File No. 43-P-6499.	460.00	Same.....	47.00
<i>Item 17</i>					
Mary Wilczynski.....	Poland.....	Estate of Agnieszka Wilk, also known as Agnes Wilk, deceased, Probate Court, Cook County, Ill., File No. 42-P-7572.	512.71	Same.....	33.00
<i>Item 18</i>					
Magdalena Wilczynski.....	Poland.....	Same.....	512.71	Same.....	33.00



## EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Despolitory	Column 6 Sum vested
Heirs of James Faktor, deceased, names unknown.	Czechoslovakia	<i>Item 19</i> Estate of James Faktor, deceased, Probate Court, Cook County, Ill., File No. 42-P-5290.	\$2,079.82	The County Treasurer of Cook County, Chicago, Ill.	\$31.00
Olocea Jordan	Czechoslovakia	<i>Item 20</i> Estate of John Jordan, deceased, Probate Court, Cook County, Ill., File No. 42-P-7472.	348.83	Same	20.00
Tony Jordan	Czechoslovakia	<i>Item 21</i> Same	348.83	Same	20.00
Annie Jordan Hrachek	Czechoslovakia	<i>Item 22</i> Same	348.83	Same	20.00
Gregory Drapailo	Poland	<i>Item 23</i> Estate of Theodore Levicky, also known as Theodore Drapailo, deceased, Probate Court, Cook County, Ill., Docket No. 428; page 316; File No. 44-P-934.	121.53	Same	12.00
Peter Drapailo	Poland	<i>Item 24</i> Same	121.53	Same	12.00
Stephen Drapailo	Poland	<i>Item 25</i> Same	121.53	Same	12.00
Anna Drapailo	Poland	<i>Item 26</i> Same	121.54	Same	12.00
Mary Zabolitny	Poland	<i>Item 27</i> Same	121.54	Same	12.00
Maria Pappagianis	Albania	<i>Item 28</i> Estate of Christ Pappagianis, deceased, Probate Court, Cook County, Ill., File No. 41-P-9157; Docket 408; page 618.	639.04	Same	13.00
Victoria Parendis	Albania	<i>Item 29</i> Same	319.98	Same	7.00
Thomas Pappagianis	Albania	<i>Item 30</i> Same	319.98	Same	7.00
George Pappagianis	Albania	<i>Item 31</i> Same	319.98	Same	7.00
Louis Pappagianis	Albania	<i>Item 32</i> Same	319.98	Same	7.00
Milos Milojewic	Yugoslavia	<i>Item 33</i> Estate of Dan Zofis, also known as Dan Zola, deceased, Probate Court, Cook County, Ill., File No. 41-P-913.	4,172.85	Same	190.00
Harmon Jasper	Netherlands	<i>Item 34</i> Estate of Sybren Jasper, alias Sybren Gasper, deceased, Probate Court, Cook County, Ill., File No. 41-P-5377.	55.26	Same	6.00
Aaltje Jasper Meijer	Netherlands	<i>Item 35</i> Same	55.26	Same	6.00
Feikse Jasper	Netherlands	<i>Item 36</i> Same	55.26	Same	6.00
Rinske Jasper	Netherlands	<i>Item 37</i> Same	55.26	Same	6.00
Corneliske Jasper	Netherlands	<i>Item 38</i> Same	55.26	Same	6.00
Heirs at law of — Jasper, names unknown.	Netherlands	<i>Item 39</i> Same	55.26	Same	6.00
Heirs at law of — Jasper, names unknown.	Netherlands	<i>Item 40</i> Same	55.26	Same	6.00

[F. R. Doc. 46-3494; Filed, Mar. 5, 1946; 10:29 a. m.]

[Vesting Order CE 137]

## COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the

designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or pro-

ceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A.

Hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such



sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 25, 1946.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		<i>Item 1</i>	
Elizabeth T. Bava.....	Italy.....	Estate of Theodore M. Taft, deceased, Surrogate's Court, New York County, N. Y., Index No. P-308/1945.	\$38.00
		<i>Item 2</i>	
Sigmunt Kauhhold.....	Poland.....	Estate of Pauline Feit, also known as Lena Feit, deceased, Surrogate's Court, Queens County, N. Y., Docket No. 2402-1944.	372.00
		<i>Item 3</i>	
Louise Gilles nee Drieu.....	France.....	Estate of Sophie Fischer, a/k/a Sophie Fisher, deceased, Surrogate's Court, New York County, State of New York, Index No. P-1999/44.	20.00
		<i>Item 4</i>	
Maurice Drieu.....	France.....	Same.....	20.00
		<i>Item 5</i>	
Robert Drieu.....	France.....	Same.....	20.00
		<i>Item 6</i>	
Arna Shmalholz.....	Poland.....	Estate of Blumer Nisson, deceased, Surrogate's Court, Westchester County, State of New York, Index No. 526/1942.	25.00
		<i>Item 7</i>	
Hersh Shmalholz.....	Poland.....	Same.....	25.00
		<i>Item 8</i>	
Michael Kicenick.....	Poland.....	Estate of Michael Kicenick, deceased, Surrogate's Court, New York County, N. Y., Docket P-2682-1943.	18.00
		<i>Item 9</i>	
John Kicenick.....	Poland.....	Same.....	18.00
		<i>Item 10</i>	
Aasta Langefoss.....	Norway.....	Estate of Leif Langefoss, deceased, Surrogate's Court, New York County, N. Y., Docket P-1047-1943.	28.00
		<i>Item 11</i>	
Alfhild Langefoss.....	Norway.....	Same.....	28.00
		<i>Item 12</i>	
Sarah Spungan.....	Latvia.....	Estate of David Druck, deceased, Surrogate's Court, New York County, N. Y., Index No. P-1547/1943.	23.00
		<i>Item 13</i>	
Ethel Burtel.....	Latvia.....	Same.....	23.00
		<i>Item 14</i>	
Sarah Schein.....	Poland.....	Estate of Meyer Barilkoisky, deceased, Surrogate's Court, Kings County, N. Y., Index No. 6700/1942.	55.00
		<i>Item 15</i>	
Marie Andersen.....	Norway.....	Estate of Magdalene Andersen, deceased, Surrogate's Court, Nassau County, N. Y., no Index No.	92.00

[F. R. Doc. 46-3493; Filed, Mar. 5, 1946; 10:29 a. m.]

[Vesting Order CE 139]

**COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS**

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take

measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the

amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.



Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date

hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section

10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

## EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
<i>Item 1</i>					
Enrico Rivoira.....	Italy.....	Estate of Margherita Rivoira Bottinelli, a/k/a Margherita Rivoira Bottinelli Surrogate's Court, Bronx County, N. Y., File #134F-1943.	\$6,633.59	Treasurer of the City of New York, Municipal Bldg., Borough of Manhattan, New York City.	\$92.00
<i>Item 2</i>					
Davide Rivoira.....	Italy.....	Same.....	6,633.59	Same.....	92.00
<i>Item 3</i>					
Santuario Di Pompei.....	Italy.....	In the matter of the estate of Celeste Petrucci, Surrogate's Court, Kings County, 5098-1942, N. Y.	1,980.00	Same.....	81.00
<i>Item 4</i>					
Mary Solli.....	Italy.....	In the matter of the estate of Frank Maruzella, Surrogate's Court, Bronx County, #85A-1942.	8,824.94	Same.....	108.00
<i>Item 5</i>					
Mary Solli.....	Italy.....	In the matter of the estate of Irene Maruzella, deceased, Surrogate's Court, Bronx County, N. Y., #88A-1942.	4,848.95	Same.....	89.00
<i>Item 6</i>					
Morris Tynowicka.....	Poland.....	In the matter of the Estate of Sam Tien, also known as Sam Fien, deceased, Surrogate's Court, Bronx County, N. Y., 1316A-1943.	588.82	Same.....	43.00
<i>Item 7</i>					
Frieda Tynowicka.....	Poland.....	In the matter of the estate of Sam Tien, also known as Sam Fien, deceased, Surrogate's Court, Bronx County, N. Y., 1316A-1943.	588.82	Same.....	43.00
<i>Item 8</i>					
Lauba Saks.....	Latvia.....	Estate of Frank H. Saks, deceased, Surrogate's Court, Queens County, N. Y., Docket No. 2852-1940.	1,484.55	Same.....	49.00
<i>Item 9</i>					
Nichoma Saks.....	Latvia.....	Same.....	1,484.55	Same.....	49.00
<i>Item 10</i>					
Zina Saks.....	Latvia.....	Same.....	1,484.55	Same.....	49.00
<i>Item 11</i>					
Bertha Saks.....	Latvia.....	Same.....	1,484.55	Same.....	49.00
<i>Item 12</i>					
Basha Saks.....	Latvia.....	Same.....	1,484.55	Same.....	49.00
<i>Item 13</i>					
Grigori Saks.....	Latvia.....	Same.....	1,409.55	Same.....	49.00
<i>Item 14</i>					
Samuel Kubelsky.....	Lithuania.....	Estate of Selma Kubelsky, deceased, Surrogate's Court, Kings County, N. Y., Index No. 7765/1940.	657.07	Same.....	36.00
<i>Item 15</i>					
Rachiel Kagan.....	Lithuania.....	Same.....	657.07	Same.....	36.00
<i>Item 16</i>					
Leonard Barc.....	Poland.....	Estate of Mary Barc, deceased, Surrogate's Court, Kings County, N. Y., Index No. Nene.	1,363.56	Same.....	44.00
<i>Item 17</i>					
Orfanatrofo.....	Italy.....	Estate of Margherita Bronzo, deceased, Surrogate's Court, Kings County, N. Y., Index No. 3134-1942.	447.34	Same.....	63.00
<i>Item 18</i>					
Samuel Hofscheln.....	Poland.....	Estate of Joseph Hofscheln, deceased, Surrogate's Court, Kings County, N. Y., Index No. 3271-1941.	3,330.14	Same.....	17.00
<i>Item 19</i>					
Baruch Dov Hofscheln.....	Poland.....	Same.....	1,459.14	Same.....	8.00
<i>Item 20</i>					
Maria Emner.....	Greece.....	In the matter of the estate of John Gallant, a/k/a John Andrew Gallant, John Galan, and John Galanoboul, deceased, Surrogate's Court, New York County, N. Y., #A2051-1942.	1,318.93	Same.....	41.00
<i>Item 21</i>					
Evagheia Galanopoulou.....	Greece.....	Same.....	1,318.93	Same.....	41.00



[Vesting Order 5770]

CHARLES A. H. OLDENDORF

In re: Estate of Charles A. H. Oldendorf, deceased; File D-28-9566; E. T. sec. 13118.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9096, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows:

All right, title, interest and claim of any kind or character whatsoever of Marie Oldendorf in and to the Estate of Charles A. H. Oldendorf, deceased.

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

*National and Last Known Address*

Marie Oldendorf, Germany.

That such property is in the process of administration by C. D. Robinson as Administrator of the Estate of Charles A. H. Oldendorf, acting under the judicial supervision of the Superior Court of the State of Washington, in and for the County of Spokane;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 31, 1946.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-3603; Filed, Mar. 6, 1946;  
11:49 a. m.]

[Vesting Order 5775]

THEODORE TIEDEMANN

In re: Estate of Theodore Tiedemann, deceased; File No. D-28-9805; E. T. sec. 13814.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows:

All right, title, interest and claim of any kind or character whatsoever of Bertha E. Kauffmann in and to the Estate of Theodore Tiedemann, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

*National and Last Known Address*

Bertha E. Kauffmann, Germany.

That such property is in the process of administration by Henry F. Tiedemann and Adele M. Dill, as Executors, acting under the judicial supervision of the Court of Probate, District of Greenwich, State of Connecticut;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095 as amended.

Executed at Washington, D. C., on January 31, 1946.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-3605; Filed, Mar. 6, 1946;  
11:49 a. m.]

[Vesting Order CE 140]

# COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN COOK CO., ILL., COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*



## EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
		<i>Item 1</i>			
Hans S. Paulsen	Denmark	Estate of Maren Paulsen, deceased, Probate Court, Cook County, Ill., File No. 41-P-5052.	\$1,302.24	The County Treasurer of Cook County, Chicago, Ill.	\$86.00
		<i>Item 2</i>			
Marie Pedersen (Nielsen)	Denmark	Estate of Andrew Pedersen, deceased, Probate Court, Cook County, Ill., File No. 41-P-3110.	465.25	Same	15.00
		<i>Item 3</i>			
George Pedersen	Denmark	Same	465.25	Same	15.00
		<i>Item 4</i>			
Caroline Pedersen (Anderson)	Denmark	Same	465.25	Same	15.00
		<i>Item 5</i>			
Anders Pedersen	Denmark	Same	465.25	Same	15.00
		<i>Item 6</i>			
Petra Hoergensen	Denmark	Same	465.25	Same	15.00
		<i>Item 7</i>			
Dora Anderson	Denmark	Same	465.25	Same	15.00
		<i>Item 8</i>			
Laura Olsen	Denmark	Same	465.25	Same	15.00
		<i>Item 9</i>			
Hanna Mortensen	Denmark	Same	465.25	Same	15.00
		<i>Item 10</i>			
Peder Mortensen	Denmark	Same	465.25	Same	15.00
		<i>Item 11</i>			
Anders Mortensen	Denmark	Same	465.25	Same	15.00
		<i>Item 12</i>			
Lars Mortensen	Denmark	Same	465.25	Same	15.00
		<i>Item 13</i>			
Maren Frandsen Jensen	Denmark	Estate of Andrew C. Frandsen, deceased, Probate Court, Cook County, Ill., File No. 43-P-3848.	547.27	Same	31.00
		<i>Item 14</i>			
Soren Frandsen	Denmark	Same	547.27	Same	31.00
		<i>Item 15</i>			
Sorene Frandsen Madsen	Denmark	Same	547.27	Same	31.00
		<i>Item 16</i>			
Frands Frandsen	Denmark	Same	547.27	Same	31.00
		<i>Item 17</i>			
Katharina Frandsen	Denmark	Same	547.27	Same	31.00
		<i>Item 18</i>			
Rafael Kruk	Poland	Estate of John Kruk, deceased, Probate Court, Cook County, Ill., File No. 43-P-1181.	2,106.54	Same	30.00
		<i>Item 19</i>			
Ewa Kruk	Poland	Same	2,106.54	Same	30.00
		<i>Item 20</i>			
Sophia Zajik	Poland	Mary Krowka versus Sophia Zajik, et al., Superior Court, Cook County, Ill., File No. 44-S-11333.	469.96	Same	32.00
		<i>Item 21</i>			
Karolina Sobusiak	Poland	Same	469.96	Same	32.00
		<i>Item 22</i>			
Stanley Krowka also known as Stanley Krowczynski	Poland	Same	469.96	Same	32.00
		<i>Item 23</i>			
Bourch Charak	Poland	Estate of Tobias Charak, deceased, Probate Court, Cook County, Ill., Docket No. 405, Page 34; File No. 41-P-5120.	28.94	Same	5.00
		<i>Item 24</i>			
Hinda Charak	Poland	Same	28.94	Same	5.00
		<i>Item 25</i>			
Schleje M. Charak	Poland	Same	115.76	Same	11.00
		<i>Item 26</i>			
Gertrude Stimpler	Poland	Same	115.77	Same	11.00
		<i>Item 27</i>			
Nell Frostig	Poland	Same	115.76	Same	11.00
		<i>Item 28</i>			
Hersh Charak	Poland	Same	38.59	Same	5.00
		<i>Item 29</i>			
Wolf Charak	Poland	Same	38.59	Same	5.00
		<i>Item 30</i>			
Rachel Charak	Poland	Same	38.59	Same	5.00
		<i>Item 31</i>			
Sarah Charak	Poland	Same	28.94	Same	5.00
		<i>Item 32</i>			
Gertrude Charak	Poland	Same	28.94	Same	5.00



## EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
Agnes Wajda.....	Poland.....	<i>Item 33</i> Estate of Joseph Wajda, deceased, Probate Court, Cook County, Ill., Docket No. 394, page 638, File No. 40-P-4316.	\$755.25	The County Treasurer of Cook County, Chicago, Ill.	\$64.00
Katherine Kaspar.....	Czechoslovakia.....	<i>Item 34</i> Estate of Agnes Kubec, deceased, Probate Court, Cook County, Ill., File No. 42-P-4922.	1,086.77	Same.....	42.00
Marie Benda.....	Czechoslovakia.....	<i>Item 35</i> Same.....	1,086.77	Same.....	42.00
Barbara Voltech.....	Czechoslovakia.....	<i>Item 36</i> Same.....	1,086.76	Same.....	42.00
Agnes Becvarik.....	Czechoslovakia.....	<i>Item 37</i> Same.....	1,086.76	Same.....	42.00
Anna Jechort.....	Czechoslovakia.....	<i>Item 38</i> Estate of Alois Jechort, deceased, Probate Court, Cook County, Ill., Docket No. 430, Page 258, File No. 44-P-2638.	5,697.68	Same.....	17.00
Heirs of Joseph Jechort, deceased, names unknown.	Czechoslovakia.....	<i>Item 39</i> Same.....	5,697.68	Same.....	17.00
Heirs of Elizabeth Jechort, deceased, names unknown.	Czechoslovakia.....	<i>Item 40</i> Same.....	5,697.68	Same.....	17.00
Heirs of Anastazie Jechort, deceased, names unknown.	Czechoslovakia.....	<i>Item 41</i> Same.....	5,697.68	Same.....	17.00
Frantisek Loubek.....	Czechoslovakia.....	<i>Item 42</i> Estate of Josef Loubek, deceased, Probate Court, Cook County, Ill., Docket No. 386, page 271; File No. 39-P-5235.	1,281.69	Same.....	22.00
Filip Loubek.....	Czechoslovakia.....	<i>Item 43</i> Same.....	1,922.53	Same.....	33.00
Josefa Sustacek.....	Czechoslovakia.....	<i>Item 44</i> Same.....	1,922.53	Same.....	33.00
Mrs. Marie Maklak.....	Czechoslovakia.....	<i>Item 45</i> Estate of Alois Mergl, deceased, Probate Court, Cook County, Ill., File No. 43-P-7710.	936.09	Same.....	75.00
Vincentinum (House of Mercy)	Czechoslovakia.....	<i>Item 46</i> Same.....	280.83	Same.....	23.00
Jean Archibald Vasseur.....	France.....	<i>Item 47</i> Estate of Archibald E. Freer, deceased, Probate Court, Cook County, Ill., Docket No. 423, page 405, File No. 43-P-7837.	1,000.00	Same.....	72.00
Fathers of St. Frances Order of Kretinga.....	Lithuania.....	<i>Item 48</i> Estate of Dorothy Agnes Volbek, deceased, Probate Court, Cook County, Ill., Docket No. 387, page 428, File No. 39-P-6457.	414.00	Same.....	42.00
Ona (Aufemija) Cekaviciene.....	Lithuania.....	<i>Item 49</i> Same.....	150.00	Same.....	15.00
Katarina Volbekaite.....	Lithuania.....	<i>Item 50</i> Estate of Dorothy Agnes Volbek, deceased, Probate Court, Cook County, Ill., Docket No. 387, page 428, File No. 39-P-6457.	136.00	Same.....	14.00
Friedel Schimmel.....	Belgium.....	<i>Item 51</i> Estate of Isaac Krieger, deceased, Probate Court, Cook County, Ill., Docket No. 390, page 320, File No. 40-P-158.	3,370.51	Same.....	85.00
Heirs at law of Otto C. Kartrud, deceased, names unknown.	Norway.....	<i>Item 52</i> Estate of Otto C. Kartrud, deceased, Probate Court, Cook County, Ill., File No. 42-P-5170.	502.84	Same.....	57.00

[F. R. Doc. 46-3496; Filed, Mar. 5, 1946; 10:29 a. m.]

[Vesting Order CE 141]

## COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached

hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identi-

fied in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and



Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal

to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon,

on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meaning prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
<i>Item 1</i>					
Ines Puccini	Italy	Estate of Domenico Puccini, a/k/a Dominick Puccini, Domenico Puccini, Domenico Puccini and D. Puccini, deceased, Surrogate's Court, New York County, N. Y. #A3040-1943.	\$1,296.62	Public Administrator, New York County, Hall of Records 31 Chambers St., N. Y. C.	\$79.45
<i>Item 2</i>					
Alipia Puccini	Italy	Same	996.62	Same	61.08
<i>Item 3</i>					
Attilio Puccini	Italy	Same	996.61	Same	61.08
<i>Item 4</i>					
Carmela Del Mese	Italy	In the matter of the estate of Joseph Delamese, Surrogate's Court, Broome County, Binghamton, N. Y.	88.21	Ralph C. Page, as temporary administrator of the estate of Joseph Delamese, Binghamton, N. Y.	8.00
<i>Item 5</i>					
Gregorio Del Mese	Italy	Same	176.43	Same	17.00
<i>Item 6</i>					
Maria Giovannucci	Italy	Estate of Frank Giovannucci, deceased, Surrogate's Court, County of Westchester, State of New York, Index No. 2170-1943.	760.42	Commissioner of Finance, Westchester County, White Plains, N. Y.	29.00
<i>Item 7</i>					
Bica Giovannucci	Italy	Same	306.95	Same	11.00
<i>Item 8</i>					
Alfredo Giovannucci	Italy	Same	306.94	Same	11.00
<i>Item 9</i>					
Lucy Giovannucci	Italy	Same	306.95	Same	11.00
<i>Item 10</i>					
Paolo Lascola, a/k/a Paul Lascola	Italy	In the matter of the estate of Joseph Lascola, Surrogate's Court, New York County, N. Y. #1729-1942.	882.25	Public Administrator of New York County, Hall of Records, 31 Chambers St., N. Y. C.	145.40
<i>Item 11</i>					
Katharine Breck Onofri	Italy	Estate of Katharine Head Breck, deceased, Surrogate's Court, Queens County, N. Y. Index No. 3543/1939.	4,297.24	Bank of Manhattan, 40 Wall St., N. Y. C., N. Y. C., Executor.	26.00

[F. R. Doc. 46-3497; Filed, Mar. 5, 1946; 10:30 a. m.]

[Vesting Order CE 142]

#### COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MASSACHUSETTS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take

measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings,

costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.



Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form

APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
<i>Item 1</i>					
Laura Loyson and Society L'Enfant de France.	France.....	Estate of Evelyn Purdie, deceased, Middlesex County Probate Court No. 247172, Mass.	\$2,000.00	First Judge of Probate for Middlesex County, East Cambridge, Mass.	\$38.00
<i>Item 2</i>					
Sjoul Shavrian.....	Holland.....	Estate of Jennie Goldstein, deceased; Suffolk County Probate Court, Mass. No. 310989.	2,147.92	First Judge of Probate for Suffolk County, Boston, Mass.	41.00
<i>Item 3</i>					
Fletcher Dexter.....	France.....	Trust u/w of Duncan D. Dexter, deceased. Suffolk County Probate No. 209045, Mass.	(2)	The New England Trust Co. 135 Devonshire St., Boston 7, Mass., Trustee.	121.00
<i>Item 4</i>					
Alexandrine Marie Thorndike.....	France.....	Estate of Augustus Thorndike, deceased, Probate Court, Suffolk County, Mass. No. 42068.	(7)	E. Sohler Welch, 73 Tremont St., Boston, Mass., Charles Thorndike, 10 Post Office Square, Boston, Mass., and R. Armory Thorndike, Bar Harbor Maine.	67.00
<i>Item 5</i>					
Jennie Golda Goldberg.....	Lithuania.....	Estate of Edward Lipson, deceased. Suffolk County Probate Court No. 301148 Mass.	207.17	First Judge of Probate in Suffolk County, Boston, Mass.	31.00
<i>Item 6</i>					
Maria G. Marigliano.....	Italy.....	Estate of James Jackson Jarves, deceased, Suffolk County Probate, Mass. No. 80476.	(9)	State Street Trust Company, Corner of State and Congress Sts., Boston, Mass. Trustee.	19.00
<i>Item 7</i>					
Francesco S. Marigliano.....	Italy.....	Same.....	(9)	Same.....	19.00
<i>Item 8</i>					
Francesca I. DiTorella.....	Italy.....	Same.....	(9)	Same.....	19.00

<sup>1</sup> In trust for Society L'Enfant de France.

<sup>2</sup> Income from trust u/w of Duncan D. Dexter, deceased.

<sup>3</sup> Income from trust established under will of Augustus Thorndike, deceased.

<sup>4</sup> Income from Trust established under the Will of James Jackson Jarves, deceased.

[F. R. Doc. 46-3609; Filed, Mar. 6, 1946; 11:50 a. m.]

[Vesting Order 5897]

AMALIA HAMM

In re: Stock owned by Amalia Hamm.  
Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Amalia Hamm, whose last known address is Berlin-Wilmersdorf, Prinzregentenstr., 87, Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: Fifty shares of \$100 par value common capital stock of Fensterer & Ruhe Building Company, 2 Wall Street, New York, New York, a corporation organized under the laws of the State of New York, evidenced by Certificate Number 36, dated July 30, 1931, and registered in the name of (Mrs.) Amalia Hamm, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within

a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Prop-

erty Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 14, 1946.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 46-3483; Filed, Mar. 5, 1946; 10:28 a. m.]

[Vesting Order CE 143]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CONNECTICUT COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the



designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt

with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any

claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL]

JAMES E. MARKHAM,  
Alien Property Custodian.

#### EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		<i>Item 1</i>	
Chung Shee (or Wong Sin).....	China.....	Estate of N. G. Chin You, deceased. Court of Probate, District of Hartford, State of Connecticut.	\$122.00
		<i>Item 2</i>	
Jozef Wojenski.....	Poland.....	Estate of Stanislaw Wojenski, also known as Stanley Wojenski, Stanislaw Woenski, Stanley Woenski, Stanislaw Wuienski, Stanley Wuienski, Stanislaw Worenski, deceased. Court of Probate, District of Stamford, State of Connecticut.	47.00
		<i>Item 3</i>	
Franciszka Jakubowska.....	Poland.....	Same.....	47.00
		<i>Item 4</i>	
Franciszek Wojenski.....	Poland.....	Same.....	47.00
		<i>Item 5</i>	
Malgorzata Jakubowska.....	Poland.....	Same.....	47.00
		<i>Item 6</i>	
Eftalia Maisides, Elia Eliades, Anastasia Kaje- lides and Elizabeth Maisides.	Greece.....	Estate of George Eliades, deceased. Court of Probate, District of Bridgeport, State of Connecticut.	87.00
		<i>Item 7</i>	
Jan Buczynski.....	Poland.....	Estate of Antonina Buczynska, deceased. Court of Probate, District of Hartford, State of Connecticut.	41.00
		<i>Item 8</i>	
Maryanna Buczynski.....	Poland.....	Same.....	41.00
		<i>Item 9</i>	
Tekla Buczynska.....	Poland.....	Same.....	41.00
		<i>Item 10</i>	
Teofila Wodarska or Wlodarska.....	Poland.....	Same.....	41.00
		<i>Item 11</i>	
Mary Hoskins, known in religion as Sister M. Mary.	France.....	Estate of Catherine M. Ahern (or Kate M. Ahern), deceased. Court of Probate, District of Hartford, State of Connecticut.	115.00

[F. R. Doc. 46-3610; Filed, Mar. 6, 1946; 11:50 a. m.]

[Vesting Order CE 144]

#### COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take

measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the

amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.



Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date

hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section

10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 27, 1946.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

## EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depository	Column 6 Sum vested
<i>Item 1</i>					
Marie Landgren Andersen, also known as Marie Landgren.	Denmark.....	Carl August Engstrom vs. Marie Landgren Andersen, Superior Court, Cook County, Ill., File No. 43 S 14486.	\$117.84	First National Bank of Chicago, Chicago, Ill., Savings Account No. 1,433,754.	\$34.00
<i>Item 2</i>					
Ellen Rasmussen Beenfeldt, also known as Ellen Rasmussen.	Denmark.....	Same.....	58.94	First National Bank of Chicago, Chicago, Ill., Savings Account No. 1,433,753.	17.00
<i>Item 3</i>					
Olga Rasmussen Hansson, also known as Olga Rasmussen.	Denmark.....	Same.....	58.94	First National Bank of Chicago, Chicago, Ill., Savings Account No. 1,433,752.	17.00
<i>Item 4</i>					
Gerda Persson Nilsen, also known as Gerda Persson.	Denmark.....	Same.....	23.57	First National Bank of Chicago, Chicago, Ill., Savings Account No. 1,433,751.	7.00
<i>Item 5</i>					
Charles DuBois.....	France.....	Estate of Andre Jean Baptiste Delforge, also known as Andrew Delforge, deceased, County Court of Knox County, Galesburg, Ill.	135.92	County Treasurer of Knox County, Court House, Galesburg, Ill.	32.00
<i>Item 6</i>					
Adolphe Pagniez.....	France.....	Same.....	135.91	Same.....	32.00
<i>Item 7</i>					
Clementine Lacknemont.....	France.....	Same.....	135.91	Same.....	32.00
<i>Item 8</i>					
Eugenie Mathis Sann.....	France.....	Estate of Joseph Sann, deceased, County Court of Lee County, Dixon, Ill.	6,268.00	Mr. Henry M. Ward, Lawrence Bldg., Sterling, Ill., Executor.	42.00
<i>Item 9</i>					
Leontine Sann Stouvenin.....	France.....	Same.....	6,268.00	Same.....	42.00
<i>Item 10</i>					
Johann Jorgenson, also known as John Jorgenson, and the unknown heir or heirs at law of Olive Jorgenson, deceased, if any.	Norway.....	Ralph H. Halvorsen, et al., vs. Annette Caroline Johnson, et al., Superior Court, Cook County, Ill., File No. 44-S-7874.	752.71	Clerk of the Superior Court of Cook County, County Bldg., Chicago, Ill.	124.00
<i>Item 11</i>					
Angele Olagnon, also known as Suzy Deslaur.	France.....	Estate of Ira Nelson Morris, deceased, Probate Court, Cook County, Ill., File No. 42-P-533; Docket 409, Page 454.	25,000.00	The First National Bank of Chicago, 38 South Dearborn St., Chicago, Ill., Executor.	49.00

[F. R. Doc. 46-3611; Filed, Mar. 6, 1946; 11:50 a. m.]

[Vesting Order 5728]

H. AHRENS & Co.

In re: Bank account owned by H. Ahrens & Company.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That H. Ahrens & Company, the last known address of which is % Herman Bosch-Mgr., P. O. Box 137, Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to H. Ahrens & Company, by Irving Trust Company, New York, New York, arising out of a checking account, entitled H. Ahrens & Company, maintained at the branch office of the aforesaid bank located at 42nd Street and Park Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence

of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to re-

turn such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 46-3598; Filed, Mar. 6, 1946; 11:48 a. m.]



[Vesting Order 5751]

GEBRUEDER BETHMANN

In re: Bank account owned by Gebrueder Bethmann.

Under the authority of the Trading with the Enemy Act, as amended, an Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gebrueder Bethmann, the last known address of which is Frankfurt A/M, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Gebrueder Bethmann, by Irving Trust Company, 1 Wall Street, New York, New York, arising out of a checking account, entitled Gebrueder Bethmann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-3599; Filed, Mar. 6, 1946;  
11:48 a. m.]

[Vesting Order 5756]

H. BOHME &amp; Co.

In re: Bank accounts owned by H. Bohme & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That H. Bohme & Co., the last known address of which is Speersort 17, Hamburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: a. That certain debt or other obligation owing to H. Bohme & Co., by Irving Trust Company, 1 Wall Street, New York, New York, arising out of a checking account, entitled Messrs. H. Bohme & Co., and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to H. Bohme & Co., by Irving Trust Company, 1 Wall Street, New York, New York, arising out of an outstanding official check account, entitled H. Bohme & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL]

JAMES E. MARKHAM,  
*Alien Property Custodian.*

[F. R. Doc. 46-3600; Filed, Mar. 6, 1946;  
11:49 a. m.]

[Vesting Order 5757]

WILLIAM BRACHT

In re: Bank account owned by William Bracht.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That William Bracht, whose last known address is Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to William Bracht, by Irving Trust Company, New York, New York, arising out of a checkway checking account, Account Number 766, entitled Mr. William Bracht, maintained at the branch office of the aforesaid bank located at 350 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Prop-



erty Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 29, 1946.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 46-3601; Filed, Mar. 6, 1946;  
11:49 a. m.]

[Vesting Order 5769]

CHARLES W. NEUMEISTER

In re: Trust created under the Will of Charles W. Neumeister, deceased; File D-28-9425; E. T. sec. 12592.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of George Seeger and his surviving children and grandchildren, Konrad Neumeister and his surviving children and grandchildren, Gustav Neumeister and his surviving children and grandchildren, and Minna Johanna Volmer and her surviving children and grandchildren, and each of them, in and to the Trust created under the Will of Charles W. Neumeister, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

George Seeger and his surviving children and grandchildren, Germany.

Konrad Neumeister and his surviving children and grandchildren, Germany.

Gustav Neumeister and his surviving children and grandchildren, Germany.

Minna Johanna Volmer and her surviving children and grandchildren, Germany.

That such property is in the process of administration by Security-First National Bank of Los Angeles, as Executor, acting under the judicial supervision of the Superior Court of the State of Cali-

fornia, in and for the County of Los Angeles;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 31, 1946.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 46-3602; Filed, Mar. 6, 1946;  
11:49 a. m.]

[Vesting Order 5772]

CHRISTOFF STEPHEN RASCHI

In re: Trust created under the will of Christoff Stephen Raschi, deceased; File D-28-9803; E. T. sec. 13816.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of heirs, names unknown, of Elisa Fetzen, Anna Crime, Grete Gerhart, Elisabeth Nink, Johannes Nink, Christian Nink, and Joseph Nink, and each of them, in and to the estate of Christoff Stephen Raschi, deceased, and in and to the Trust

created under the will of Christoff Stephen Raschi, deceased,

is properly payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

*Nationals and Last Known Address*

Heirs, names unknown, of Elisa Fetzen, Anna Crime, Grete Gerhart, Elisabeth Nink, Johannes Nink, Christian Nink, and Joseph Nink, Germany.

That such property is in the process of administration by F. W. R. Preer, as Executor of the Estate of Christoff Stephen Raschi, deceased, acting under the judicial supervision of the Circuit Court of the State of Oregon, for Clackamas County;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 31, 1946.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 46-3604; Filed, Mar. 6, 1946;  
11:49 a. m.]

[Vesting Order 5776]

SOPHIA VARGA

In re: Estate of Sophia Varga, deceased; File No. D-34-817; E. T. sec. 12833.



Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows:

All right, title, interest and claim of any kind or character whatsoever of Mary L. Major, Ida Laszlo and Bela Laszlo, and each of them, in and to the Estate of Sophia Varga, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Hungary, namely,

*Nationals and Last Known Address*

Mary L. Major, Hungary.  
Ida Laszlo, Hungary.  
Bela Laszlo, Hungary.

That such property is in the process of administration by Louis Laszlo, as Executor, acting under the judicial supervision of the Probate Court, District of Bridgeport, State of Connecticut;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Hungary);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 31, 1946.

[SEAL] JAMES E. MARKHAM,  
Alien Property Custodian.

[F. R. Doc. 46-3606; Filed, Mar. 6, 1946;  
11:49 a. m.]

# OFFICE OF PRICE ADMINISTRATION.

[Order 103 Under Order 375 Under 3 (b)]

EARL E. BORTZ

## ESTABLISHMENT OF MAXIMUM PRICES

Order No. 103 under Order No. 375 of § 1499.3 (b) of the General Maximum Price Regulation. Earl E. Bortz; Docket No. 6035:2-GMPR-ORD 375-360.

For the reasons set forth in an opinion issued simultaneously herewith, it is ordered that:

Item No.	Description	Weight per piece	Number of pieces	Weight per sales unit
1	Hollow chocolate figures	2 ounces	24	Pounds 3
2	do	1 ounce	48	3
3	Open-top egg	4 ounces	72	18
4	Two-piece egg	10 ounces	36	22½
5	Standing rabbit	11 ounces	36	24½
6	Hollow name egg	8 ounces	36	18
7	Hand decorated egg	1½ lbs.	1	1½
8	do	1½ lbs.	1	1½
9	do	2 lbs.	1	2
10	do	5 lbs.	1	5
11	Decorated rabbit	1 lb.	1	1
12	do	2 lbs.	1	2
13	do	3½ lbs.	1	3½

(b) The maximum prices for the sales of the items described above, and referred to below by its designated item No., shall be:

Item No.	Maximum delivered prices for sales by Earl E. Bortz to wholesalers (per sales unit)	Maximum delivered prices for sales by Earl E. Bortz to chain stores (per sales unit)	Maximum delivered prices for sales by wholesalers to retailers (per sales unit)	Maximum prices for sales by retailers to consumers (per piece)	Maximum prices for sales by chain stores to consumers (per piece)
1	\$1.36	\$1.30	\$1.70	\$0.10	\$0.10
2	1.36	1.30	1.70	.05	.05
3		9.90		.20	.20
4		13.50		.55	.55
5		13.10		.55	.55
6		9.95		.40	.40
7	1.10		1.35	1.90	
8	1.30		1.60	2.20	
9	1.75		2.20	3.00	
10	2.50		3.10	4.35	
11	.75		.95	1.25	
12	1.35		1.65	2.30	
13	1.80		2.25	3.15	

(c) Earl E. Bortz shall mail or otherwise supply to its chain store purchasers at the time of or prior to the first delivery to such purchaser of any of the above named items, the following notice:

The Office of Price Administration has authorized me to sell my (Item No.) to chain stores at a maximum price of (price of item), delivered, per sales unit. Chain stores are authorized to sell this item to consumers at a maximum price of (----) per piece.

(d) Earl E. Bortz shall furnish each wholesaler at the time of or prior to delivery of any of the above named items with the following notice:

The Office of Price Administration has authorized me to sell my (Item No.) to wholesalers, at a maximum price of (price of item), delivered, per sales unit. Wholesalers are authorized to sell this item at a maximum price of (price of item) per sales unit, delivered.

(e) Earl E. Bortz for a period of at least ninety days shall place in or on

each box distributed through a wholesaler, a notice as follows:

The Office of Price Administration has authorized wholesalers to sell item (No. of Item) at a maximum delivered price (Price of item) per sales unit. Retailers are authorized to sell this item to consumers at a maximum price of (price of piece) per piece.

(f) This order may be revoked or amended at any time by the Price Administrator.

(g) This Order No. 103 shall become effective March 7, 1946.

NOTE: This action has the prior written approval of the Secretary of Agriculture (10 F. R. 8419, 9419, 10961).

Issued this 6th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3583; Filed, Mar. 6, 1946;  
11:45 a. m.]

[Rev. SO 119, Order 102]

A. J. LINDEMANN AND HOVERSON CO.

## AUTHORIZATION OF MAXIMUM PRICES

Order 102 under Revised Supplementary Order No. 119. Authorization of maximum prices for sales of electric water heaters manufactured by the A. J. Lindemann and Hoverson Company of Milwaukee, Wisconsin. Docket No. 6075, SO 119-13.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the provisions of Revised Supplementary Order No. 119, it is ordered:

(a) The A. J. Lindemann and Hoverson Company of Milwaukee, Wisconsin, may determine its maximum prices for its line of electric fired storage water heaters by increasing by 10.2 percent its prices in effect on October 1, 1941 to each class of purchaser.

(b) Since the provisions of this order are not intended to reduce properly established maximum prices, the A. J. Lindemann and Hoverson Company may continue to use as its maximum prices to



each class of purchaser its properly established prices under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect on October 1, 1941 to each class of purchaser plus the increase provided for in (a) above.

(c) The A. J. Lindemann and Hover-son Company of Milwaukee, Wisconsin, shall notify each purchaser, in writing, at or before the issuance of the first invoice after the effective date of this order of the actual dollars-and-cents increase in its selling price for each heater over its prices to each purchaser in effect on March 6, 1946.

(d) The maximum price for sale by any reseller of the electric fired storage water heaters manufactured by the A. J. Lindemann and Hover-son Company shall be his maximum price to each class of purchaser in effect on March 6, 1946 plus the actual dollars-and-cents increase in present acquisition cost resulting from the increase granted the manufacturer under paragraph (a).

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 7, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3595; Filed, Mar. 6, 1946;  
11:44 a. m.]

[Rev. SO 119, Order 104]

BENDIX AVIATION CORP.

#### ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, It is ordered:

(a) *Manufacturer's ceiling prices.* Eclipse Machine Division, Bendix Aviation Corporation, of Elmira, New York, may compute its adjusted ceiling prices for its sales of the Morrow coaster brakes which it manufactures, as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increase by 19.2 percent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Distributors and dealers who sell the article in

the same form in which the manufacturer has sold it at an adjusted ceiling price determined under this order, shall determine their maximum prices as follows:

The reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage markup which he has on the most comparable article, for which he has a properly established ceiling price. For this purpose the "most comparable article" is one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Change in resellers' margins.* Reseller's maximum prices adjusted in accordance with this order are subject to further adjustments which may result from any change in resellers' margins which may be effected by the Office of Price Administration to obtain absorption by resellers of any industry-wide increase in manufacturers' maximum prices.

(e) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on March 7, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3596; Filed, Mar. 6, 1946;  
11:43 a. m.]

[SO 142, Order 42]

BEAVER PIPE TOOLS, INC.

#### ADJUSTMENT OF MAXIMUM PRICES

Order No. 42 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Beaver Pipe Tools, Inc. Docket Nos. 6083-SO 142-67-3 and 6083-SO 142-136-199.

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142, It is ordered:

(a) The maximum prices for sales by Beaver Pipe Tools, Inc., Warren, Ohio of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 1% of the maximum prices for these products in effect just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above which are covered by Revised Maximum Price Regulation No. 136 shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the dollar-and-cents amounts by which his net invoiced costs have been increased by reason of this order.

(c) Beaver Pipe Tools, Inc. shall notify each purchaser, who buys the products described in paragraph (a) above, which are covered by Revised Maximum Price Regulation No. 136, for resale, of the dollar-and-cents amount by which this Order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective March 7, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3597; Filed, Mar. 6, 1946;  
11:43 a. m.]

[Max. Import Price Reg., Amdt. 1 to  
Order 112]

NINA RICCI

#### ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of



the Maximum Import Price Regulation, It is ordered:

Order No. 112 under the Maximum Import Price Regulation is amended as follows:

Paragraphs (b) and (c) are amended by adding "manufactured by Nina Ricci, S. A. R. L., 20 Rue de Capucenes, Paris, France" after the words, "Lalique—France."

This amendment shall become effective immediately.

Issued this 6th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3581; Filed, Mar. 6, 1946;  
11:44 a. m.]

[MPR 188, Order 10 Under Order 6]

NATIONAL ENAMELING AND STAMPING CO.  
APPROVAL OF UNIFORM RETAIL CEILING  
PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 4 (a) of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188; It is ordered:

(a) This order establishes uniform retail ceiling prices for sales in all parts of the country for all small electrical appliances manufactured by the National Enameling and Stamping Company, 270 N. Twelfth Street, Milwaukee 1, Wisconsin, and which are sold under the brand name "Nesco", as follows:

(1) The uniform retail ceiling price of an article which the manufacturer sold or offered for delivery during March 1942 or which differs only by a minor change from such an article shall be the price which the manufacturer suggested as the retail price, including federal excise tax, for the article sold or offered for delivery during March 1942, as indicated by the manufacturer's last retail price list in effect prior to April 1, 1942.

(2) The uniform retail ceiling price, of an article which the manufacturer did not sell or offer for delivery during March 1942, and for which a maximum price to consumers has been previously established by an order under Maximum Price Regulation No. 188, shall be the maximum price for sales to consumers which was established by such an order.

(3) The uniform retail ceiling price, of an article which the manufacturer did not sell or offer for delivery during March 1942, and for which a maximum price to consumers has not been previously established by an order under Maximum Price Regulation No. 188, shall be the retail ceiling price computed in accordance with the provisions of section 4 (c) (1) of Order No. 6.

(b) The manufacturer shall determine distributors' ceiling prices for sales of articles which the manufacturer sells at increased prices permitted by Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 in accordance with the provisions of that order on the basis of the uniform retail ceiling prices fixed by this order. In the case of an article

for which the manufacturer does not increase his prices to distributors as permitted by Order No. 6 he shall determine distributors' ceiling prices which will reflect the same discounts from the retail ceiling price fixed by this order which the manufacturer customarily suggested for sales at wholesale as indicated by his wholesale price list in effect immediately prior to April 1, 1942.

(c) On and after the effective date of this order the manufacturer may not deliver to a purchaser for resale an article for which the uniform retail ceiling price is fixed by this order unless there is attached to it a retail price tag or label stating the manufacturer's name or brand name, the model number or designation and the uniform retail ceiling price fixed by this order.

(d) Except as modified by this order, all provisions of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 apply to all persons and to all sales and deliveries of articles covered by this order.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 7th day of March 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3584; Filed, Mar. 6, 1946;  
11:47 a. m.]

[MPR 188, Order 80 Under Order A-3,  
Revocation]

SARGENT & Co.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Second Revised Order A-3 under § 1499.159b of Maximum Price Regulation No. 188, It is ordered:

Order No. 80 under Second Revised Order A-3 under Maximum Price Regulation No. 188 be, and hereby is, revoked.

This order shall become effective on the 7th day of March 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3588; Filed, Mar. 6, 1946;  
11:46 a. m.]

[MPR 188, Order 123 Under Order A-2]

SARGENT & Co.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section (a) (16) of Order No. A-2 under § 1499.159e of Maximum Price Regulation No. 188; It is ordered:

(a) Sargent & Company, New Haven 9, Connecticut, may increase its maximum prices in effect immediately before this order was issued for sales to jobbers of Model No. 15X Food Choppers which it

manufactures, by 7.3 percent of each such maximum price per dozen, provided the amount of such increase is separately stated on each invoice or other written evidence of sale, as an adjustment charge.

(b) *Maximum prices of purchasers for resale.* A reseller shall calculate his maximum prices by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established maximum price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by O. P. A. Form 620-759 with regard to how he determined his maximum price for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a maximum price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum prices established under that section will reflect the suppliers' prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances and other price differentials in effect during the base period, or which have been properly established under the applicable OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the article covered by this order. The notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 7th day of March 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3587; Filed, Mar. 6, 1946;  
11:45 a. m.]



[MPR 188, Order 144 Under 2d Rev. Order A-3]

SARGENT &amp; Co.

## ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Second Revised Order No. A-3 under § 1499.159b of Maximum Price Regulation No. 188, *It is ordered:*

(a) *Manufacturer's maximum prices.* Sargent & Company, New Haven 9, Connecticut, may increase its maximum prices in effect immediately prior to March 29, 1945, for sales of the following models of carpenters' squares, box or cotton hooks and bench planes which it manufactures, by the percentage of each such maximum price appearing opposite each article, provided the amount of such increase is separately stated on such invoice or other evidence of sale, as an adjustment charge:

Model No.	Article	Percentage of adjustment
		Percent
3	Carpenters' squares (per doz.)	22.0
14	do	44.3
100	do	12.5
500R	do	2.3
2	Box or cotton hooks (per doz.)	6.2
14	do	21.3
79	Bench planes (each)	19.3
418	do	1.4
422	do	3.1
217	Block plane (each)	25.0

(b) *Maximum prices of purchasers for resale.* A person who hereafter buys for resale any article covered by this order may collect from his customer in addition to his properly established maximum price in effect immediately before this order was issued, an adjustment charge in the same dollar-and-cent amount as the adjustment charge herein authorized, and which he pays to his supplier. If he does not have a maximum price in effect for the article at the time this order was issued, he may add the same adjustment charge to the maximum price which he hereafter establishes for his sale under the applicable regulation. If the applicable regulation requires the maximum price to be computed on the basis of cost, the reseller must find his maximum resale price (not including the permitted adjustment charge) by using as cost his invoice cost less an adjustment charge stated on the invoice as a separate amount. On all sales other than sales to ultimate consumers, this adjustment charge may be made and collected only if it is separately stated on each invoice.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials in effect during the base period, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for deter-

mining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 7th day of March 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,  
Administrator.[F. R. Doc. 46-3589; Filed, Mar. 6, 1946;  
11:46 a. m.]

[MPR 188, Order 4891]

J &amp; M DISTRIBUTING CO.

## APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by J & M Distributing Company, 206 Broadway, Brooklyn, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Metal table lamp and silk shade.	600T	\$3.61	\$4.25	\$7.65
Metal 3-way table lamp and shade.	750T	4.17	4.90	8.80
Bridge lamp and silk shade.	750-600 and 750.	9.31	10.95	10.70
Student bridge lamp and silk shade.	900 and 900-600.	9.31	10.95	19.70
Junior floor lamp and silk shade.	995 V and 995V-600.	9.31	10.95	19.70
Floor lamp and silk shade.	1095-8 and 1095-600-8.	10.21	12.01	21.60
Floor lamp and silk shade.	600	10.21	12.01	21.60
Torchiere floor lamp and glass reflector.	1350 T and 1350T-600.	10.22	12.02	21.65

These maximum prices are for the articles described in the manufacturer's application dated February 23, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. -----  
OPA Retail Ceiling Price—\$-----  
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 7th day of March 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,  
Administrator.[F. R. Doc. 46-3586; Filed, Mar. 6, 1946;  
11:47 a. m.]

[RMPR 194, Amtd. 2 to Order A-1]

## WOMEN'S, GIRLS', CHILDREN'S AND INFANTS' OUTERWEAR GARMENTS

## ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 18 (a) of Revised Maximum Price Regulation 194, *It is ordered:*

Order No. A-1 under Revised Maximum Price Regulation 194 is amended in the following respects:

1. Section 3a is added to read as follows:

SEC. 3a. *Adjustment to nearest nickel or quarter of a dollar.* If the ceiling price established by section 2 or 3 of this order amounts to less than \$5.00 it may be adjusted to the nearest nickel, and if it amounts to \$5.00 or more it may be adjusted to the nearest quarter of a dollar.

2. Section 5 is amended to read as follows:

Sec. 5. *Sales slips, receipts and invoices—(a) Sales other than by 5-and-10 variety stores.* Regardless of whether the buyer requests it, you must give the



buyer a sales slip, receipt or invoice showing (a) the date, (b) your name and address, (c) a description of each garment sold, and (d) the price received for each garment. You must make a duplicate copy of such sales slip, receipt or invoice and mark thereon the same information that is marked on the label or ticket attached to the garment pursuant to section 4. All duplicate sales slips, receipts or invoices must be kept at your place of business and preserved for inspection by the OPA so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) 5-and-10 variety stores. If you conduct an establishment commonly known as 5-and-10 variety store, you must comply with the requirements of paragraph (a) of this section on all sales of an article or articles for which the maximum price amounts to \$5.00 or more. In smaller sales, if you have customarily given a sales slip, receipt or similar evidence of purchase, you must continue to do so; however, if the buyer requests it, you must, regardless of your previous custom in smaller sales, give the sales slip, receipt or invoice required by paragraph (a) of this section and comply with all the other requirements of paragraph (a).

This amendment shall become effective March 11, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 45-3590; Filed, Mar. 6, 1946;  
11:45 a. m.]

[MPR 367, Rev. Order 9]

SANDERS PET SHOP ET AL.

#### ESTABLISHMENT OF MAXIMUM PRICES

On or about November 20, 1945 E. A. Sanders, doing business as Sanders Pet Shop, 118 West Jefferson Street, Louisville, Kentucky filed an application for the Amendment of Order No. 9 under section 10 of Maximum Price Regulation No. 367 to provide for the establishment of maximum prices on sales of the pet food product containing horsemeat known as "Sanders' Plete Meal Cooked Dog Food" when sold to and by peddler-truck sellers. Order No. 9 under section 10 of Maximum Price Regulation No. 367 established prices for the sale of the aforesaid product by other sellers, but made no provision for its sale to or by peddler-truck sellers.

Due consideration has been given to the application and an opinion in support of this revised order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in that opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250, 9328 and 9599, and pursuant to the provisions of section 10 of Maximum Price Regulation No. 367; It is ordered:

(a) That the provisions of this Revised Order No. 9 under section 10 of Maximum Price Regulation No. 367 supersede the

pricing provisions of Order No. 9 under section 10 of Maximum Price Regulation No. 367, effective immediately.

(b) That E. A. Sanders, doing business as Sanders Pet Shop may sell and deliver, and agree, offer, solicit and attempt to sell and deliver, the pet food product containing horsemeat known as "Sanders' Plete Meal Cooked Dog Food" to peddler truck operators, wholesalers or retailers at prices not in excess of those stated in paragraph (c) of this order. Any person who is a peddler truck operator, a wholesaler or a retailer may buy and receive, and agree, offer, solicit and attempt to buy and receive the said pet food product containing horsemeat at such prices from E. A. Sanders, doing business as Sanders Pet Shop.

(c) That the maximum price for "Sanders' Plete Meal Cooked Dog Food" shall be as follows:

(1) For sales made by E. A. Sanders, d/b/a Sanders Pet Shop.

(i) To peddler truck operators or wholesalers, f. o. b. the sellers plant—\$0.12 per pound.

(ii) To retailers, delivered to their place of business—\$0.14 per pound.

(2) For sales made by a peddler truck operator shall be:

(i) \$0.14 per pound, plus actual freight costs incurred by the peddler truck operator in acquiring the product, the total to be rounded to the nearest one-half cent.

(3) For sales made by a wholesaler shall be determined pursuant to the provisions of Maximum Price Regulation No. 421.

(4) For sales made by a retailer in Group 3 or Group 4 shall be determined pursuant to the provisions of Maximum Price Regulation No. 422.

(5) For sales made by a retailer in Group 1 or Group 2 shall be determined pursuant to the provisions of Maximum Price Regulation No. 423.

(d) That the permission granted to E. A. Sanders d/b/a Sanders Pet Shop in this order is subject to the following conditions:

(1) The pet food product containing horsemeat known as "Sanders' Plete Meal Cooked Dog Food" must conform to the specifications set forth in the formula for that product filed with the Office of Price Administration, Washington, D. C., by E. A. Sanders, d/b/a Sanders' Pet Shop, in conjunction with the filing of the application for original Order No. 9.

(2) E. A. Sanders, d/b/a Sanders' Pet Shop shall provide each peddler truck operator, wholesaler, or retailer making his initial purchase of "Sanders' Plete Meal Cooked Dog Food" with a notice in following form:

(Insert date)

The Office of Price Administration has authorized E. A. Sanders, d/b/a Sanders' Pet Shop to sell "Sanders' Plete Meal Cooked Dog Food" at or below the following maximum prices:

To peddler-truck operators or wholesalers, f. o. b. our plant—\$0.12 per pound.

To retailers, delivered to their place of business—\$0.14 per pound.

If you are a peddler-truck operator the maximum price at which you may sell "Sanders' Plete Meal Cooked Dog Food" is \$0.14 per pound plus actual freight costs incurred

by you in acquiring the product, the total to be rounded to the nearest one-half cent.

If you are a wholesaler or retailer, you shall determine your maximum selling price for "Sanders' Plete Meal Cooked Dog Food" in accordance with the provisions of Maximum Price Regulations Nos. 421, 422, or 423, whichever is applicable.

(e) All sales made under this Revised Order No. 9 shall be subject to all applicable provisions of Maximum Price Regulation No. 367.

All prayers of the application not granted herein are denied.

This Revised Order No. 9 may be revoked or amended by the Administrator at any time.

This Revised Order No. 9 shall become effective immediately.

Issued this 6th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3591; Filed, Mar. 6, 1946;  
11:47 a. m.]

[SO 108, Special Order 12]

FUR FELT

#### TEMPORARY SUSPENSION OF CERTAIN PROVISIONS

An opinion accompanying this Special Order No. 12, under section 17 of Supplementary Order 108 has been issued simultaneously herewith and filed with the Division of the Federal Register.

SECTION 1. Purpose of this order. This order suspends some of the requirements of SO 108 as they apply to certain types of items.

SEC. 2. Items affected by this order. This order applies to items made (except for lining, binding and trimmings) of fur felt.

SEC. 3. What you may do under this order. Beginning with January 1, 1946, and for all subsequent quarters until this order is revoked, you may, in computing your weighted average price in any category during a period of normal operation or a makeup period, exclude the net dollar amount charged for deliveries of items listed in section 2 and the total number of units delivered of such items: Provided that, you observe the filing requirements of section 4 which are applicable to you.

SEC. 4. Filing requirements—(a) Amending maximum average price chart—(1) Sellers who delivered both items listed in section 2 and other items during the base period. If, during your base period, you delivered both items listed in section 2 and other items in the same category and you now wish to deliver both types of items in that category but do not wish to include those listed in section 2 in calculating your weighted average prices after January 1, 1946, you must refigure your MAP for that category by excluding from your base period deliveries of that category, all deliveries of items listed in section 2. You must also file with your OPA District Office, on or before April 6, 1946, or the date on which you first deliver an

<sup>1</sup> 10 F.R. 4336, 5995, 6402, 8368, 10200, 12089, 12984, 13129, 15125.



item you wish to exclude, whichever is later, two signed copies of an amendment to your maximum average price chart showing as to each refigured category the information required by section 4 (b) of Supplementary Order 108.

(2) *Sellers who delivered only items listed in section 2 during the base period.* If you delivered only items listed in section 2 during your base period and you do not wish to include those items in calculating your weighted average price after January 1, 1946, you must file with your OPA District Office, on or before April 6, 1946, or the date on which you first delivered an item you wish to exclude, whichever is later, two signed copies of an amendment to your maximum average price chart stating the number and title of each such category and that each such category is now suspended from your maximum average price chart.

(b) *Special provision for persons who must amend their maximum average price charts under (a) (2) above.* If you have no MAP for a category after January 1, 1946, because all of your base period deliveries in the category were items listed in section 2, you must not deliver any items in that category not listed in section 2, until you receive an order under section 9 of SO 108 authorizing a MAP for that category; except that if you file your application on or before March 31, 1946, you may continue to deliver and use your former maximum average price for that category until an order of authorization is issued to you.

(c) *Reporting weighted average price of excluded items.* If you wish to exclude the items listed in section 2, you must on or before 20 days after the end of each quarter, file with your OPA District Office two signed copies of a statement containing the following information for the preceding quarter: (1) name and address of firm; (2) statement that this report is filed under Special Order 12; (3) for each category from which deliveries of items listed in section 2 were excluded, the total net dollar amount charged for deliveries excluded under this order, the total number of excluded units delivered and the weighted average price of such units.

(d) *Suspension of surcharge.* If you are operating on a makeup basis, you may deduct from your total net accumulated surcharge on January 1, 1946 the following amount: The total of all surcharges incurred between June 1, 1945 and November 30, 1945 in all categories in which your deliveries consisted entirely of items listed in section 2. If such surcharges equal an amount greater than your total net accumulated surcharge on January 1, 1946, then deduct an amount equal to your total net accumulated surcharge. In other words, you do not earn any credit as a result of this suspension of surcharge.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This order shall become effective as of January 1, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3631; Filed, Mar. 6, 1946;  
4:29 p. m.]

#### OILCLOTH

[MPR 478, Amdt. 2 to Order 157]

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 10 of Maximum Price Regulation 478, It is ordered:

Paragraph (b) of Order No. 157 under Maximum Price Regulation is amended by adding the following thereto:

Wholesalers of oilcloth who have no "price in effect" on March 1, 1942, for sales of any particular oilcloth, other than wall oilcloth, or for sales to any particular class of purchaser to whom they now propose to sell, will determine their maximum prices for sales of the particular oilcloth or to the particular class of purchaser, as the case may be, by application under the provisions of section 10 of Maximum Price Regulation 478.

This order shall become effective March 11, 1946.

Issued this 7th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3675; Filed, Mar. 7, 1946;  
11:14 a. m.]

[MPR 580, Amdt. 2 to Order 17]

#### UNION UNDERWEAR CO., INC. ESTABLISHING CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-542.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 17 is amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) (1) For so long as the manufacturer pretickets and the retailer sells Fruit of the Loom shorts at or below the prices listed in Appendix A below, the following ceiling prices are established for sales by any seller at retail of Fruit of the Loom knitted cotton undershirts manufactured by Union Underwear Co., Inc., Empire State Building, New York, New York, and described in the manufacturer's application dated April 4, 1945:

Brand name	Article	Style No.	Retail ceiling price
Fruit of the Loom.	Men's knitted undershirts.	2501	\$0.39
Fruit of the Loom.	Boys' knitted undershirts.	501B	.35

(2) The following ceiling prices are established for sales by any seller at retail of the following branded articles manufactured by Union Underwear Co., Inc., Empire State Building, New York, New York, and described in the manufacturer's application dated April 4, 1945:

Brand name	Article	Style No.	Retail ceiling price
Fruit of the Loom.	Men's nainsook union-suits.	1500	\$0.89

2. Paragraph (g) is added to read as follows:

(g) On or before the 20th day following each calendar quarter of its fiscal year Union Underwear Company shall file with the Distribution Price Branch, Consumer Goods Price Division, Office of Price Administration, Washington 25, D. C., a statement showing for the preceding calendar quarter year the number of dozens of articles shipped in each of the following of its style numbers: Style Number 2501; Style Number 501B; Style Number 552; and Style Number 582B.

3. Appendix A is added to read as follows:

#### APPENDIX A

Brand name	Article	Style No.	Retail price
Fruit of the Loom.....	Men's shorts.....	552	\$0.50
Fruit of the Loom.....	Boy's shorts.....	582B	.39

This amendment shall become effective March 6, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3629; Filed, Mar. 6, 1946;  
4:31 p. m.]

[MPR 571, Order 3]

#### RENTAL OF CERTAIN TYPES OF COMMERCIAL MOTOR VEHICLES ON CONSTRUCTION, ROAD MAINTENANCE AND HOUSING PROJECTS

#### ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act, as amended, and section 14 of Maximum Price Regulation 571, it is hereby ordered:

(a) *Applicability of this order.* This order applies to all rentals of motor vehicles, trailers and accessorial equipment of the described types, whether leased on a "bare" basis, or on a "fully maintained and operated" basis with or without drivers, for use on or in connection with construction, road maintenance or housing projects (herein referred to as "construction") in the District of Columbia and all States of the United States, except the area covered by Region 8 Order G-13 (California.



Washington, Nevada, Oregon, except Malheur County, and Arizona, except those portions of Coconino County and Mohave County lying north of the Colorado River; and the following counties in the state of Idaho: Benewah, Bonner, Boundary, Clearwater, Kootenai, Latah, Lewis, Nez Perce, Shoshone, and Idaho).

(b) *Relation of this order to other regulations and orders.* The maximum prices fixed by this order supersede any maximum price or pricing method previously established under the General Maximum Price Regulation, Revised Maximum Price Regulation 165, Maximum Price Regulation 571 and Orders 1 and 2 under Maximum Price Regulation 571, with respect to the rental services covered herein.

(c) *Maximum rates for automotive equipment rentals—(1) "Bare" basis.* The maximum rates for the rental of motor vehicles, trailers and accessory equipment or combinations thereof, on a "bare" basis for use on construction projects are set forth in "Schedule A."

(2) *"Fully maintained and operated" basis.* The maximum rates for the rental of motor vehicles, trailers and accessory equipment, or combinations thereof, on a "fully maintained and operated" basis for use on construction projects are set forth in "Schedule B."

(3) *Combination charges prohibited.* In no event may any charge for a particular rental of a motor vehicle be based on a combination of "Schedule A" and "Schedule B" rates.

(d) *Less than maximum rates.* Nothing in this order prevents the charging, offering, or paying of rates lower than the maximum rates permitted by this order.

(e) *Modification of rates.* The Administrator may by order authorize rentals other than those provided in this order, either lower or higher, applicable to particular construction projects, where it is demonstrated that due to conditions peculiar to the project, the rates herein established are either higher or lower than would be generally fair and equitable, to either lessee or lessor.

(f) *Effect on applications under section 5 (a).* Any person subject to this order is exempt from the requirement of filing an application for approval of a maximum rate pursuant to section 5 (a) of Maximum Price Regulation 571.

This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective March 12, 1946.

Issued this 7th day of March 1946.

JAMES G. ROGERS, Jr.,  
Acting Administrator.

#### SCHEDULE A—RENTALS OF MOTOR VEHICLES, TRAILERS AND ACCESSORY EQUIPMENT ON BARE BASIS

##### PART I—TRUCKS AND PASSENGER CARS

##### Description—Manufacturer's rated capacity

	Maximum rate per month of 240 hours
Light duty truck (including pick-up) to and including ¾-ton.....	\$85.00
1-ton pick-up, flat bed, stake truck, or tractor-truck.....	95.00

	Maximum rate per month of 240 hours
1½-ton flat bed, stake truck, or tractor-truck.....	\$150.00
2-ton flat bed, stake truck, or tractor-truck.....	200.00
2½-ton flat bed, stake truck, or tractor-truck.....	225.00
3-ton flat bed, stake truck, or tractor-truck.....	250.00
3½-ton flat bed, stake truck, or tractor-truck.....	275.00
4-ton flat bed, stake truck, or tractor-truck.....	300.00
4½-ton flat bed, stake truck, or tractor-truck.....	350.00
5-ton flat bed, stake truck, or tractor-truck.....	400.00
6-9-ton flat bed, stake truck, or tractor-truck.....	450.00
10-14-ton flat bed, stake truck, or tractor-truck.....	500.00
15-18-ton flat bed, stake truck, or tractor-truck.....	600.00
Station wagon or passenger car.....	100.00
Add the following rates per month for use of:	

(1) Power-operated winch.....	50.00
(2) Oil field bed, gin pole, boomers, and chains.....	50.00
(3) Tandem-drive axle.....	50.00
(4) Front wheel drive (on 1½-ton and greater capacity vehicle).....	50.00
(5) Water tank (Minimum of 500 gallons).....	25.00
(6) Pole line construction compartment body.....	50.00

##### PART II—TRAILERS

Pole type.....	50.00
Pole type-tandem axle (18-ton pay load).....	85.00
Float or semi (12½-ton pay load).....	75.00
Full four wheel (12½-ton pay load).....	85.00
Tandem float (30-ton pay load).....	250.00
Low boy carry-all 10-15-ton capacity.....	125.00
Low boy carry-all 20-25 ton capacity.....	200.00
Low boy carry-all 30-35 ton capacity.....	250.00
Low boy carry-all 40-60-ton capacity.....	300.00

##### PART III—APPLICATION OF RATES

(a) The monthly rates established herein are based upon a usage of 240 hours per month. For actual use for more than 240 hours during one monthly period, the maximum additional rental price for each additional hour, or part of an hour, for such actual use shall be calculated upon the basis of 1/480 of the applicable rate per month shown in the foregoing schedule.

(b) If used for a part of a monthly period, the maximum rental rate for such part of the monthly period shall be calculated upon the basis of the higher of: (1) 1/30 of the applicable monthly rate for each daily period, or part thereof, of possession or (2) 1/240 of the applicable monthly rate for each hour, or part thereof, of actual use.

(c) All fuel and lubricants used in the operation of motor vehicles shall be furnished (or paid for) by the Lessee.

(d) Drivers' wages are excluded from all rates indicated hereon.

##### PART IV—DEFINITION AND GENERAL PROVISIONS

"Bare" basis refers to any lease, contract, or understanding, regardless of whether the same is denominated a rental agreement, or forms a part of another agreement, whereby one party undertakes to furnish another party with any of this equipment, without supplying any operating and maintenance services required therewith.

Rental rates set forth in this table are for "bare" motor vehicles or trailers, and do not include charges for drivers, mechanics, greasers, gasoline, fuel oil, lubricants, repairs, or

maintenance (except that due to normal wear and tear) or any other charge which is properly a part of operating and maintenance service. The rental rates set forth in this table include an allowance for the cost of all repairs and overhauling required as a result of normal wear and tear of vehicles. This means that:

(a) When vehicles are on bare rental and break down as a result of normal wear and tear, lessor cannot charge lessee with the cost of repairs, or any rental for the time lost while repairs are being made.

(b) Where vehicles on bare rental break down as a result of any cause other than normal wear and tear, lessor can charge lessee with the cost of repairs and with rental for possession of vehicles during the time while repairs are being made.

(c) However, where vehicles are on bare rental, the lessee may at his own expense always make minor repairs, regardless of the cause of breakdown, where such repairs are necessary to keep the job going, but he may not charge the cost of such repairs to the lessor or deduct the time lost for making repairs from the rental period, without the lessor's consent.

(d) In any instance where there is a breakdown of vehicles on bare rental, the cause of such breakdown is a question of fact that must be determined between the lessor and the lessee.

(e) A bare rental contract may provide for the assumption by the lessee of the duty to make all repairs and replacements at his own cost and expense, including those resulting from normal wear and tear and including tire repair or replacement, provided that in such event the rental shall not exceed 85% of the applicable maximum rental rate set forth in this table. By way of illustration but not limitation, such a lessee may be required to pay the entire cost of a repair or replacement necessitated by climatic conditions, fire, flood, tornado, etc., while the vehicle is or was in his possession, and the normal wear and tear resulting from his use and may be required to pay rental during the repair period. He may be required to pay a proportion of the cost of tires; for example, based upon his mileage use as compared with the normal mileage life of the tires. However, he shall not be required to pay for repair or replacement due to pre-existing or hidden defects, or to defective material, nor would he be required to pay rental during the repair period.

#### SCHEDULE B—RENTALS OF MOTOR VEHICLES, TRAILER AND ACCESSORY EQUIPMENT ON A FULLY MAINTAINED AND OPERATED BASIS

##### PART I—TRUCKS AND PASSENGER CARS

Description—Manufacturer's rated capacity	Maximum rate per hour (without driver)
Light duty truck (including pick-up) to and including ¾-ton.....	\$0.75
1-ton pick-up, flat bed, stake truck, or tractor-truck.....	1.25
1½-ton flat bed, stake truck, or tractor-truck.....	1.50
2-ton flat bed, stake truck, or tractor-truck.....	2.00
2½-ton flat bed, stake truck, or tractor-truck.....	2.25
3-ton flat bed, stake truck, or tractor-truck.....	2.50
3½-ton flat bed, stake truck, or tractor-truck.....	3.00
4-ton flat bed, stake truck, or tractor-truck.....	3.25
4½-ton flat bed, stake truck, or tractor-truck.....	3.50
5-ton flat bed, stake truck, or tractor-truck.....	4.00
6-9-ton flat bed, stake truck, or tractor-truck.....	4.50



	Maximum rate per hour (without driver)
10-14-ton flat bed, stake truck, or tractor-truck.....	\$5.00
15-18-ton flat bed, stake truck, or tractor-truck.....	6.00
Station wagon or passenger car.....	.75
Add the following rates per hour for use of:	
(1) Power operated winch.....	.50
(2) Oil field bed, gin pole, boomers, and chains.....	.25
(3) Tandem drive axle.....	.25
(4) Front wheel drive (on 1½-ton and greater capacity vehicle).....	.25
(5) Water tank (minimum of 500 gallons).....	.15
(6) Pole line construction compartment body.....	.25

## PART II—TRAILERS

Pole type—single axle.....	.50
Pole type—tandem axle (18-ton pay load).....	1.00
Float or semi (12½-ton pay load)....	.75
Full four wheel (12½-ton pay load)....	.85
Tandem float (30-ton pay load).....	2.50
Low boy carry-all, 10-15-ton capacity..	1.50
Low boy carry-all 20-25-ton capacity..	2.00
Low boy carry-all, 30-35-ton capacity..	2.50
Low boy carry-all, 40-60-ton capacity..	3.00

## PART III—APPLICATION OF RATES

(a) All repairs and replacements, including tire replacements shall be made by and at the cost and expense of the lessor. Payment will not be made for use of equipment during the time when repairs are being made.

(b) These rates may be applied only to the hours of actual use, but do not contemplate lessee unreasonably retaining equipment in his possession when not in actual use.

## Fully Maintained and Operated Basis Rental

(c) All fuel and lubricants used in the operation of motor vehicles shall be furnished (or paid for) by the lessor.

(d) Drivers wages are excluded from all rates indicated hereon.

(e) If driver is provided, lessor may add to the applicable rate set forth, the prevailing driver's wage in the area of the job site, plus payroll taxes.

## PART IV—DEFINITION AND GENERAL PROVISIONS

Fully maintained and operated basis refers to any lease, contract, or understanding, regardless of whether the same is denominated a rental agreement, or forms a part of another agreement, whereby one party undertakes to furnish another party with any of this equipment, and supply all services required therewith. (Excluding driver).

Rental rates set forth in this table are for fully maintained and operated vehicles (less drivers) or trailers, and include charges for mechanics, greasers, gasoline, fuel oil, lubricants, repairs, tire maintenance or any other charge which is properly a part of "maintenance and operating service." The rental rates set forth in this table include an allowance for the cost of all repairs and overhauling.

[F. R. Doc. 46-3676; Filed, Mar. 7, 1946; 11:14 a. m.]

[Order 121 Under 3 (e)]

## CERASEAL CORP.

## ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, It is ordered:

(a) Maximum prices for sales of the products and in the sizes set forth below

manufactured by the Ceraseal Corporation, 221 North La Salle Street, Chicago 1, Illinois, are established as follows:

## LIST PRICES

Commodity	Plats	Quarts	1-gallon	5-gallon containers	55-gallon drums
Doub-L-life #120-P-5 (wood preservative fungicide).....	\$0.85	\$1.40	\$4.35	\$4.20	\$3.95
#120 wood preservative.....	.75	1.25	4.00	3.85	3.60
#120-SX (leather treatment).....	1.00	1.85	4.75	4.60	4.35
#130 masonry treatment.....	.75	1.25	4.00	3.85	3.60
#530-SX (pulp and paper treatment).....	1.20	2.10	5.00	4.80	4.55

(1) These prices are subject to the following discounts:

## Industrial:

Less than Drums 35% off list.

Drums—less than 10 drum orders—40% off list.

Ten drum orders and less than 70 drums—40 plus 5% off list.

Carloads of 70 or more drums—40 plus 10% off list.

Production contract requirements requiring 3,600 gals. per month will have a discount of 50% off list.

Distributors: 50 and 10% off list prices.

(2) All prices are f. o. b. seller's shipping point except at retail, in which case prices are delivered.

(b) No extra charge may be made for containers.

(c) Each seller of the commodities covered by this order, except a retailer, shall notify each of his purchasers in writing at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchases upon resale and a statement that they have been established by the Office of Price Administration.

(d) Prior to making any delivery of each of the aforesaid commodities after the effective date of this order, the manufacturer shall mark or cause to be marked thereon the following legend:

Maximum retail price \$.....

The blank in the quoted phrase shall be filled in with the applicable maximum retail price.

This order shall become effective March 7, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3582; Filed, Mar. 6, 1946; 11:44 a. m.]

[MPR 594, Amdt. 2 to Order 12]

## HUDSON MOTOR CAR CO.

## AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 of Maximum Price Regulation 594, It is ordered:

Order No. 12 under Maximum Price Regulation 594 is amended in the following respects:

1. The following Hudson new passenger automobile models, their respective company net prices, and their respective list prices are added to the schedule in paragraph (a) (1):

Model	Description	Company net price	List price
51 (Super Six).....	Convertible Brougham.....	\$1,123.04	\$1,426
53 (Super Eight).....	Chassis.....	726.58	919
53 (Super Eight).....	Club Coupe.....	1,000.07	1,268
53 (Super Eight).....	Sedan.....	1,002.02	1,270
54 (Commodore Eight).....	Club Coupe.....	1,041.85	1,323
54 (Commodore Eight).....	Sedan.....	1,050.19	1,334
54 (Commodore Eight).....	Convertible Brougham.....	1,232.28	1,565

2. The descriptions of the automobile models under the headings "Leather trims, full" and "Leather trims, three-quarter" in the schedule of prices for extra or optional equipment in paragraph (a) (2) (i) are amended to read as follows:

Description	Company net price to distributor	Distributor net price to dealer	List price
Leather trims, full:			
Sedans, all models and Broughams, Models 51 and 52.....	\$32.63	\$34.96	\$45.11
3-Passenger Coupe, Models 51 and 52.....	22.69	24.31	31.37
Club Coupe, all models.....	28.58	30.62	39.51
Leather trims, three-quarter:			
Sedans, Models 51 and 53; and Broughams, Model 51.....	25.68	26.88	34.24
3-Passenger Coupe, Model 51.....	18.38	19.24	24.51
Club Coupe, Models 51 and 53.....	23.11	24.19	30.81
Sedans, Models 52 and 54; and Broughams, Model 52.....	30.88	32.32	41.17
3-Passenger Coupe, Model 52.....	21.66	22.67	28.88
Club Coupe, Models 52 and 54.....	26.96	28.22	35.95

This amendment shall become effective March 6, 1946.

Issued this 6th day of March 1946.

PAUL A. PORTER,  
Administrator.

[F. R. Doc. 46-3630; Filed, Mar. 6, 1946; 4:31 p. m.]

## Regional and District Office Orders.

[Region III Rev. Order G-2 Under SO 142]

## MOAK MACHINE &amp; TOOL CO.

## ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142, and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) What this order does. This order provides for an adjustment in the maximum list prices of certain woodworking machinery manufactured by the Moak Machine and Tool Company, Port Huron, Michigan. The order further provides



for the adjustment of maximum prices for resellers of the above items.

(b) *Maximum prices.* The manufacturer is hereby authorized to increase its list prices on the following items, as follows:

Description of commodity	Adjusted list price
No. 16A saw table, belt drive.....	\$555.00
16" jointer, belt drive, 3 knifehead...	595.00
No. 16 saw table, belt drive.....	448.00
No. 7 shaper.....	238.00
12" jointer, belt drive, 3 knifehead...	513.00
36" band saw, belt drive, Carter wheels.....	700.00
36" band saw, motor drive with Carter wheels, no motor.....	675.00
36" band saw, belt drive with cast iron wheels.....	622.50

(c) *Resellers.* The maximum price for the items covered by paragraph (b) above on sales by any reseller to any class of purchaser shall be the price determined by increasing the maximum price which he had in effect to such purchaser, just prior to the issuance of this order, by the same percentage amount by which his invoiced cost of such item is increased. Accordingly, a reseller who customarily sold on the basis of the manufacturer's list price may continue to sell on the basis of the manufacturer's new list price as adjusted pursuant to this order.

(d) *Discounts.* All sellers covered by this order must maintain the discounts and allowances and terms or conditions of sale which such seller had in effect just prior to the issuance of this order.

(e) *Notice.* At the time of or prior to the first invoice to each purchaser for resale, the manufacturer shall notify the reseller in writing of permitted price increase allowed by this order for sales by resellers. This notice may be given in any convenient form.

(f) *Relation to previous order.* This order supersedes Order No. G-2 under section 2 of Supplementary Order No. 142, issued by this regional office on December 29, 1945 and the provisions of that order are hereby revoked.

(g) *Modification and amendment.* This order may be modified, amended, or revoked at any time by the Office of Price Administration.

This order shall become effective February 12, 1946.

Issued: February 12, 1946.

JOHN F. KESSEL,  
Regional Administrator.

[F. R. Doc. 46-3561; Filed, Mar. 5, 1946; 4:28 p. m.]

[Region III Order G-3 Under Gen. Order 68]  
STOCK MILLWORK IN TOLEDO, OHIO, AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all sales of stock millwork at the retail level made by any seller located in the Toledo, Ohio Area and all

sales at the retail level made within the Toledo, Ohio Area.

SEC. 2. *Geographical area covered.* The geographical area covered consists of that portion of the states of Ohio and Michigan located within a 7-mile radius of the Court House Square in Toledo, Ohio.

SEC. 3. *Definition of sales at retail level.* A sale at retail level is a sale to a consumer or to a purchaser for resale on an installed basis and not for resale uninstalled. A sale at retail level includes the type of sale referred to in the trade as a "contract sale" wherein the seller provides his own measurements and specifications from plans and specifications furnished by the buyer, quotes a flat price, and guarantees sufficient material to complete a particular job.

SEC. 4. *Definition of stock millwork.* "Stock millwork" in this order includes such standard woodwork items listed in Table 1 and also any woodwork which is described as stock millwork in the following regulations: MPR 44, (Douglas Fir Doors); RMPR 293, (Stock Millwork); and MPR 589, (Douglas Fir Stock Millwork).

SEC. 5. *Explanation of symbols.* Designation "8-A" in the Table of Frame Prices refers to the description of the frames in the Catalogue 8-A, Standard Pine Frames, published by the Pinney Printing Company, Clinton, Iowa.

The term "N. D." as used in the Table of Sash Doors refers to the description as set forth in the National Door Manufacturer's Association publication entitled Standard Woodwork List Catalogue 40 as published by the Pinney Printing Company, Clinton, Iowa.

SEC. 6. *Maximum prices.* The maximum dollar and cent prices for stock millwork are provided in Table 1 which is attached to and made a part of this order.

The maximum prices of all sash doors provided in Table 1 are the maximum prices of sash doors embedded in putty. If sash doors are listed in Table 1, but are sold not bedded in putty, the maximum prices are provided in RMPR 293 plus the allowed markup in Maximum Price Regulation 525 plus 33 1/3%.

The maximum prices for all sash and windows described in Table 1 include only maximum prices for chemically treated sash and windows. If not chemically treated 4 cents per window or sash must be deducted from the table price.

The prices provided herein are the maximum which may be charged for the stock millwork items shown whether purchased from manufacturers, jobbers, or self-produced. A seller may quote on a contract basis provided that he maintains records showing complete calculations for each item in his contract price and provided that the contract price is based on prices permitted by this order as well as any other applicable regulation. Contract sales may not exceed the sum total of the maximum stock millwork prices for each and all items in the contract. Prices lower than the maximum prices may be charged.

SEC. 7. *Delivery additions.* The prices set forth in this order include all additions or charges for delivery. No deduction need be made where the purchaser elects to make his own delivery.

SEC. 8. *Maximum prices for stock millwork items not listed in Table 1.* The maximum price for any stock millwork item not listed in Table 1 shall be the basic jobber's carload price for that item as provided in MPR 525 to which may be added 33 1/3%. Where jobber's lists have been issued on stock millwork and such lists provide for 1/2 off to dealers, those retail list prices must be reduced by at least 11%. All such prices may be rounded off to the nearest 5 cents.

SEC. 9. *Discounts and allowances.* The maximum prices in this order include all commissions. All customary discounts for cash must be continued.

SEC. 10. *Relationship of this order to MPR 44, RMPR 293, and GMPR.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of MPR 44, RMPR 293, and the GMPR are applicable to sales covered by this order, depending on the millwork involved.

SEC. 11. *Record-keeping.* Each seller must keep at his place of business available for inspection by representatives of the OPA for so long as the Emergency Price Control Act of 1942 is amended or remains in effect, records concerning each sale covered by this order, showing the following:

1. Name and address of purchaser.
2. Place of delivery.
3. Date of transaction.
4. An itemized description of the materials and services involved, and the prices charged.
5. If the stock millwork is sold on a firm contract price basis and includes two or more different items, the seller must keep a record describing his calculations of each item sold by reason of such firm contract price.

SEC. 12. *Posting.* Every seller making a sale covered by this order shall post a copy of the list of maximum prices fixed by this order.

SEC. 13. *Revocation or amendment.* This order may be revised, amended, modified or revoked at any time by the Office of Price Administration.

This order shall become effective February 11, 1946.

Issued: January 28, 1946.

JOHN F. KESSEL,  
Regional Administrator.

[F. R. Doc. 46-3547; Filed, Mar. 5, 1946; 4:24 p. m.]

[Region III Order G-5 Under MPR 592]

CLEVELAND SLAG CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592 and the Emergency



Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This order No. G-5 adjusts the existing maximum prices for the sale of slag produced by the Cleveland Slag Company, Youngstown, Ohio, an Ohio corporation hereinafter designated as the producer. The maximum prices for sales both by the producer and by resellers are adjusted by this order.

(b) *Adjusted maximum prices.* The adjusted maximum prices to the producer for its sale of slag to all classes of purchasers are hereby established as follows (all prices are f. o. b. at the producer's yard):

Slag, size No.:	Adjusted maximum price per ton
46	\$1.30
6	1.43
69	1.43
6B	1.53
9	1.73

(c) *Resellers.* The maximum price for resellers of slag produced by the Cleveland Slag Company shall be determined as follows: The reseller shall add to the maximum net price he had in effect to a purchaser of the same class just prior to the issuance of this order the amount in dollars and cents by which his net invoiced cost has been increased due to the adjustment granted the producer by this order.

(d) *Discounts and allowances.* The producer and all sellers covered by this order must maintain their customary discounts, price differentials and allowances.

(e) *Notification of maximum prices.* At the time of or prior to the first invoice to each purchaser for resale, the producer shall notify the reseller in writing of permitted price increases allowed by this order for sales by resellers. This notice may be given in any convenient form.

(f) *Revocation or amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective February 12, 1946.

Issued: February 12, 1946.

JOHN F. KESSEL,  
Regional Administrator.

[F. R. Doc. 46-3550; Filed, Mar. 5, 1946; 4:24 p. m.]

[Region III Order G-6 Under SO 142]

JOHNSON WRECKING FROG CO.

#### ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142, and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G-6 authorizes an increase in the maximum prices of railroad car replacers manufactured by the Johnson Wrecking Frog Company of Cleveland, Ohio, an Ohio corporation, and also provides for

an increase in the maximum prices of jobbers of these articles.

(b) *Maximum prices.* The Johnson Wrecking Frog Company is hereby authorized to use the following maximum prices on sales of car replacers to its two classes of purchasers:

	Adjusted maximum price to—	
	Users	Jobbers
Per pair:		
Size M.....	\$21.50	\$17.20
Size C.....	29.45	24.55
Size B.....	42.35	37.45
Size A.....	49.10	44.20
Size Z.....	55.25	49.10
Size AA.....	82.30	74.90
Per cwt.:		
Size M.....	35.75	28.25
Size C.....	21.65	19.00
Size B.....	16.00	14.00
Size A.....	16.00	14.00
Size Z.....	16.00	14.00
Size AA.....	16.00	14.00

(c) *Resellers.* Jobbers of the above articles manufactured by the Johnson Wrecking Frog Company are hereby authorized to add to their maximum net prices in effect to a purchaser of the same class just prior to the issuance of this order, the amount in dollars-and-cents by which their invoiced cost has been increased due to the adjustment granted to the manufacturer by this order.

(d) *Discounts and allowances.* All persons covered by this order shall maintain their customary discounts and allowances and other price differentials which were in effect just prior to the issuance of this order.

(e) *Notification.* At the time of or prior to the first invoice to each purchaser for resale, the manufacturer shall notify the reseller in writing of permitted price increases allowed by this order for sales by resellers. This notice may be given in any convenient form.

(f) *Revocation or amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective February 20, 1946.

Issued: February 20, 1946.

JOHN F. KESSEL,  
Regional Administrator.

[F. R. Doc. 46-3553; Filed, Mar. 5, 1946; 4:25 p. m.]

[Region III Order G-7 Under SO 119]

GIBSON, INC. AND CHICAGO MUSICAL  
INSTRUMENT CO.

#### ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 13 of Supplementary Order No. 119, it is ordered:

(a) *What this order does.* This order No. G-7 authorizes an increase in the maximum prices of musical instruments, strings and accessories manufactured by Gibson, Inc., of Kalamazoo, Michigan, hereinafter referred to as the manufacturer. The order further provides for the

adjustment of maximum prices for sales by the manufacturer's sole distributor, the Chicago Musical Instrument Company, hereinafter referred to as the distributor. Other resellers are permitted to add the amount of the dollar and cent increases to their established maximum prices.

(b) *Maximum prices—(1) List prices.* The manufacturer is hereby authorized to increase by not more than 14% the list prices of musical instruments, musical instrument strings and accessories listed in its application which were in effect prior to November 15, 1945.

(2) *Sales by manufacturer to distributor—(a) Strings.* For sales of musical instrument strings by the manufacturer to its distributor, the following discounts from the list prices must be allowed: 40, 33½, and 10%.

(b) *All other products.* For sales by the manufacturer to the distributor of all the products it manufactures (other than strings) as listed in its application filed with this office, the discounts from the list price shall be 20%.

(3) *Sales by the distributor—(a) Strings.* The following discounts must be allowed for sales of musical instrument strings by the Chicago Musical Instrument Company to the following classes of purchasers:

Class of purchaser	Discounts (percent)
(1) Retail customers.....	None
(2) Dealers who carry representative stocks.....	40
(3) Dealers whose purchases from the distributor are \$500.00 a year or more.....	40 and 10
(4) Retail stores with 15 or more branch outlets if total net purchases from the distributor are more than \$1,000.00 per year.....	40 and 15
(5) Jobbers who resell to dealers.....	40 and 33½

(b) *All other products.* The following discounts must be allowed for sales by the distributor of musical instruments and accessories (other than strings) as listed in the manufacturer's application filed with this office to the following classes of purchasers:

Class of purchaser	Discounts (percent)
(1) Retail customers.....	None
(2) Non-stocking dealers.....	30
(3) Dealers who carry a representative stock.....	40
(4) Dealers with three retail outlets.....	40 and 5
(5) Dealers with more than three outlets.....	40 and 10
(6) Dealers with a specific assigned territory.....	40 and 10

(c) *Other reseller's prices.* The maximum prices for sales of the products covered by this order by resellers other than the distributor shall be determined as follows: The reseller may add to the maximum net price he had in effect to a purchaser of the same class just prior to the issuance of this order the amount in dollars and cents by which his net invoiced cost has been increased due to the adjustment granted to the manufacturer by this order.

(c) *Customary allowances.* All sellers covered by this order must maintain their customary terms, allowances and



price differentials which were in effect just prior to the issuance of this order.

(d) *Notification.* At the time of or prior to the first invoice to each purchaser for resale, the manufacturer shall notify the reseller in writing of permitted price increases allowed by this order for sales by resellers. All invoices to purchasers for resale must contain the necessary information to show the amount of the dollar and cents increase over the previous maximum prices.

(e) *Relation to other regulations or orders.* The maximum prices established by this order supersede those established by any other order or regulation of the Office of Price Administration.

(f) *Amendment or revocation.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective January 18, 1946.

Issued: January 18, 1946.

J. F. KESSEL,  
Regional Administrator.

[F. R. Doc. 46-3551; Filed, Mar. 5, 1946;  
4:25 p. m.]

[Region III Order G-7 Under SO 119, Amdt. 1]

GIBSON, INC., AND CHICAGO MUSICAL  
INSTRUMENT CO.

#### ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 13 of Supplementary Order No. 119, it is hereby ordered that paragraph (b) (2) (b) of Order No. G-7 under section 13 of Supplementary Order No. 119 issued January 18, 1946 be amended to read as follows:

For sales by the manufacturer to the distributor of all the products it manufactures (other than strings) as listed in its application filed with this office, a discount of 20 percent shall be allowed from the net figure after the distributor-to-dealer discounts listed in paragraph (b) of subsection (b) (3) are computed from the list price. This will conform to the usual practice used by the manufacturer of billing the distributor on the basis of the class of purchaser who buys the products from the distributor rather than on a fixed discount from the list for all sales to the distributor.

In all other respects, the order remains unchanged.

Issued and effective February 1, 1946.

J. F. KESSEL,  
Regional Administrator.

[F. R. Doc. 46-3552; Filed, Mar. 5, 1946;  
4:25 p. m.]

[Region III Order G-7 Under SO 142]

KIRSTIN CO.

#### ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142 and the Emergency Price

Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G-7 under section 2 of Supplementary Order No. 142 provides for an adjustment of the maximum prices for the sale of stump pullers, plus attachments, manufactured by the Kirstin Company of Escanaba, Michigan, hereinafter referred to as the manufacturer. The maximum prices of the manufacturer and the maximum prices of resellers of such products are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices for sales by the manufacturer of all stump pullers and attachments manufactured by it shall be its net prices in effect during March 1942 to each class of purchaser increased by 18.9%.

(2) The adjusted net prices authorized in (b) (1) above are subject to cash discounts and transportation allowances at least as favorable as those granted as a deduction from net prices to each class of purchaser during March 1942 on comparable sales of the subject products.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of the products for which adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect prior to December 27, 1945, to each class of purchaser the actual dollars-and-cents increase in cost to him resulting from the increase granted the manufacturer by this order.

(2) Resellers' maximum prices adjusted under this paragraph are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* The manufacturer shall, prior to the first billing after the adjustment is put into effect, notify every purchaser of the products covered by this order, in writing, of the amount of increase granted by this order. Such notification shall substantially contain the following:

Order No. G-7 under section 2 of Supplementary Order No. 142 provides for a certain specified percentage increase in the net prices for stump pullers and attachments manufactured by the Kirstin Company. Resellers may add to their maximum prices in effect prior to December 27, 1945 the actual dollars-and-cents amount of increase in cost resulting from the increase granted the manufacturer by this order.

(e) *Revocation or amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective February 14, 1946.

Issued February 14, 1946.

J. F. KESSEL,  
Regional Administrator.

[F. R. Doc. 46-3555; Filed, Mar. 5, 1946;  
4:26 p. m.]

[Region III Rev. Order G-9 Under RMPR 122,  
Amdt. 1]

SOLID FUELS IN INDIANAPOLIS, IND., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and under

the authority vested in the Regional Administrator of Region III of the Office of Price Administration by §§ 1340.259 and 1340.260 of Revised Maximum Price Regulation No. 122; It is hereby ordered:

That Revised Order No. G-9 under Revised Maximum Price Regulation No. 122 be, and it hereby is, amended in the following respects:

1. Part II of Schedule I, contained in paragraph (e) (1) of the subject order is amended to read as follows:

Column I	Column II	Column III
II. High Volatile Bituminous Coals from Producing District No. 11 (Indiana):		
A. Lump and Egg—Size Group Nos. 1, 2, and 3 (bottom size larger than 2" washed or raw):		
1. Linton-Sullivan and Brazil-Clinton subdistricts:		
a. Price Group No. 6.....	\$7.78	\$7.13
b. Price Group Nos. 7, 18, and 19.....	7.03	6.13
c. Price Group Nos. 1 through 4 and 8 through 12.....	6.53	5.93
2. Princeton-Ayrshire subdistrict:		
a. Price Group No. 10.....	6.58	5.88
b. Price Group No. 14.....	7.85	7.20
B. Lump, Egg and Stove—Size Group Nos. 4, 5, 6, and 8 (bottom size 2" and smaller, washed or raw):		
1. Linton-Sullivan and Brazil-Clinton subdistricts:		
a. Price Group Nos. 7, 18, and 19.....	6.83	5.88
b. Price Group Nos. 5 and 13.....	6.98	6.28
c. Price Group Nos. 1 through 4 and 8 through 12.....	6.53	5.73
d. Price Group No. 6.....	7.18	6.53
2. Princeton-Ayrshire subdistrict:		
a. Price Group No. 10.....	6.58	5.88
b. Price Group No. 14.....	7.15	6.50
C. Raw Nut and Pea—Size Group Nos. 9, 10, 11, and 12 (bottom size larger than 10 mesh or 3/4"): 1. Linton-Sullivan and Brazil-Clinton subdistricts:		
a. Price Group No. 6.....	7.18	6.38
b. Price Group Nos. 7, 18, and 19, 1 through 4 and 8 through 12 except for Price Group 1 in Brazil-Clinton subdistrict.....	6.23	5.58
c. Price Group No. 1 in Brazil-Clinton subdistrict.....	6.68	5.53
2. Princeton-Ayrshire subdistrict:		
a. Price Group No. 10.....	6.38	5.58
b. Price Group No. 14.....	7.20	6.40
D. Raw Screenings, Size Group Nos. 13 and 14 (larger than 3/4" x 0 but not exceeding 2" x 0)—Linton-Sullivan District—Price Group Nos. 7, 18, 19.....	5.93	5.28
E. Washed or Air Cleaned Nut, Size Group Nos. 17 through 22 (bottom size larger than 10 mesh or 3/4"): 1. Linton-Sullivan District—Price Group Nos. 8 through 12.....	6.33	5.68
2. Princeton-Ayrshire District:		
a. Price Group No. 10.....	6.48	5.73
b. Price Group No. 14.....	7.23	6.53
3. Boonville District—Price Group No. 11.....	6.48	5.73
F. Washed or Air Cleaned Screenings, Size Group Nos. 23 and 24 (larger than 3/4" x 0 but not exceeding 2" x 0)—Princeton-Ayrshire District—Price Group No. 14.....	6.43	5.78
G. Dry Dedusted Screenings, Size Group Nos. 26 and 27 (larger than 3/4" x 0 but not exceeding 2" x 0): 1. Linton-Sullivan District—Price Group Nos. 8 through 12.....	5.98	5.33
2. Princeton-Ayrshire District—Price Group No. 10.....	6.03	5.38
H. Water Dedusted Screenings, Size Group Nos. 30 and 31 (larger than 3/4" x 0 but not exceeding 2" x 0) Princeton-Ayrshire District—Price Group No. 10.....	6.08	5.43

This amendment No. 1 shall become effective February 20, 1946.

Issued: February 20, 1946.

JOHN F. KESSEL,  
Regional Administrator.

[F. R. Doc. 46-3548; Filed, Mar. 5, 1946;  
4:24 p. m.]



[Region III Order G-10 Under SO 119, Amdt. 1]

JOHNSON FURNITURE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 13 of Supplementary Order No. 119; *It is ordered:*

That Order No. G-10 under Supplementary Order No. 119, issued by this regional office on January 18, 1946, be amended to read as follows:

(a) *What this order does.* This order establishes an increase in the maximum prices of dining room, bedroom, and occasional furniture, manufactured by the Johnson Furniture Company, a Michigan corporation, located at Grand Rapids, Michigan.

(b) *Maximum prices.* The Johnson Furniture Company is hereby authorized to increase by not more than 23.1% its maximum prices of the dining room, bedroom, and occasional furniture which it manufactures and which were listed in the exhibit attached to its application.

(c) *Discounts and allowances.* The adjusted maximum prices authorized by this order are subject to the manufacturer's customary terms, discounts, allowances, and other price differentials.

(d) *Compliance with Order No. 4800.* The manufacturer must comply with the provisions of section 14 of Order No. 4800 under Maximum Price Regulation No. 188.

(e) *Resellers.* All resellers must compute their maximum prices in accordance with the provisions of Order No. 4800 under Maximum Price Regulation No. 188.

(f) *Amendment and revocation.* This order may be amended or revoked at any time by the Office of Price Administration.

This amendment shall become effective February 13, 1946.

Issued February 13, 1946.

E. C. TURNEY,  
Acting Regional Administrator.

[F. R. Doc. 46-3559; Filed, Mar. 5, 1946; 4:27 p. m.]

[Region III Order G-11 Under S. O. 119]

UNION STEEL PRODUCTS CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 13 of Supplementary Order No. 119, it is hereby ordered:

(a) *What this order does.* This Order No. G-11 authorizes an increase in the maximum prices of certain articles manufactured by the Union Steel Products Company of Albion, Michigan, hereinafter referred to as the manufacturer. The order further provides for an adjustment in the maximum prices of resellers of these articles.

(b) *Maximum prices.* The manufacturer and all resellers are hereby authorized to increase by not more than 12.1%

their established maximum prices of the articles manufactured by the Union Steel Products Company as listed in Appendix A of this order.

(c) *Discounts and allowances.* All sellers covered by this order must maintain their customary discounts, allowances, and price differentials which were in effect just prior to the issuance of this order.

(d) *Notification.* At the time of or prior to the first invoice to each purchaser for resale, the manufacturer shall notify the reseller in writing of the permitted price increase allowed by this order for sales by resellers. This notice may be given in any convenient form.

(e) *Relation to other regulations or orders.* The maximum prices established by this order supersede those established by any other order or regulation of the Office of Price Administration.

(f) *Amendment or revocation.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective February 1, 1946.

Issued February 1, 1946.

JOHN F. KESSEL,  
Regional Administrator.

APPENDIX A—PRODUCTS MANUFACTURED BY THE UNION STEEL PRODUCTS COMPANY OF ALBION, MICHIGAN, COVERED BY THIS ORDER

HW-1270 rubbish burners.  
HW-1253 rubbish burners.  
HW-303 rubbish burners.  
HW-1229 clothes dryers.  
HW-1210 clothes dryers.  
HW-1275 picnic stoves.  
HW-1280 picnic stoves.  
HW-1272 hand broilers.  
HW-1276 hand broilers.  
HW-1281 hand broilers.  
HW-252 hand broilers.  
HW-174 camp grids.  
DY-412 qt. milk bottle case.  
DY-236 pt. milk bottle case.  
DY-318 half-pint bottle case.  
DY-1248 half-gallon bottle case.  
DY-1225 gallon bottle case.  
DY-434 icing baskets.  
DY-517 6 qt. bottle carrier.  
DY-519 8 qt. bottle carrier.  
DY-333 6 qt. bottle carrier.  
DY-334 8 qt. bottle carrier.  
DY-378 20 qt. ice cream tray.  
DY-1217 Phila. ice cream tray.  
DY-1221 Phila. ice cream tray.  
DY-1216 40 pkg. ice cream tray.  
DY-343 20 qt. ice cream tray.  
DY-1204 round qt. ice cream tray.  
Oven racks, 17 x 16".  
Oven racks, 15 x 19".  
Oven racks, 15 x 17" with hooks and rails.  
Oven racks, 17 x 17" with hooks and rails.  
Broiler racks, 11 x 14" flat cross bars.  
Broiler racks, 9 5/16 x 14", #7 fr. and T, 23 flat cross wires.  
Broiler racks, 12 3/16 x 13 9/16, #6 fr. and T, 31 flat cross wires.  
Broiler racks, 11 1/2 x 14, #5 fr. and T, 22 flat cross wires.  
Element frame assemblies, 15 1/2 x 15 1/2.  
Refrigerator shelves, 27 1/2 x 14 7/16, with channels, #0 fr.  
Refrigerator shelves, 22 13/16 x 14 1/4", #0 fr. with rails and stops, 31 cross wires.  
Refrigerator shelves, 24 1/4 x 25", #0 fr. and T, 23 cross wires.  
Refrigerator shelves, 27 1/4 x 19 1/4", #0 fr. and T, 26 cross wires.  
12" fan guards.  
16" fan guards.  
24" circulator guards.

10" fan guards—light construction.  
6" fan guards.  
Roaster racks, 16 1/4" x 10 3/4" x 6 3/16".  
Wire baskets, 16" dia. x 4 1/2" deep, #3 and #11 wire.

[F. R. Doc. 46-3580; Filed, Mar. 5, 1946; 4:28 p. m.]

[Region III Rev. Order G-48 Under RMPR 122, Amdt. 2]

SOLID FUELS IN DETROIT, MICH., AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, it is ordered that Revised Order No. G-48 under Revised Maximum Price Regulation No. 122 be, and it hereby is, amended as follows:

1. Paragraph (e) (1), Schedule I, Section I, F is added to read as follows:

F. Straight Run of Mine, Size Group No. 7: \$9.75.

2. Paragraph (e) (2) is amended to read as follows:

(2) *Discounts.* The maximum prices listed in Column II on all sales to a single purchaser for delivery in truck load lots at one location for the heating of apartments, commercial and industrial establishments shall be subject to the following discounts:

(i) Buyers whose total yearly purchases from one dealer are 25 tons or more, but less than 50 tons: \$0.25 per ton.

(ii) Buyers whose total yearly purchases from one dealer are 50 tons or more: \$0.50 per ton.

3. Paragraph (e) (3) is amended to read as follows:

(3) *Schedule of service charges.* This schedule sets forth maximum prices which a dealer may charge for special services rendered in connection with all sales of solid fuels. These charges may be made only if the buyer requests such services of the dealer and only when the dealer renders the service. Every service charge shall be separately stated in the dealer's invoice.

Per ton

- |  |        |
|--|--------|
| (i) Double Handling under the following conditions:  |        |
| (a) Any delivery requiring the fuel to be shoveled by hand into a coal opening which is more than three feet above the ground level of the truck | \$0.50 |
| (b) Any wheel-in delivery requiring coal to be dumped and reshoveled into the bin  | .50    |
| (c) Any delivery into trough or chute under a porch or bay window where the trough or chute is not self-clearing                                 | .50    |
| (ii) Wheel-in from curb coke   | 1.00   |
| (iii) Wheel-in from curb coal  | .75    |
| (iv) Service charge for deliveries in quantities of 1/2 ton  | .50    |

This Amendment No. 2 shall become effective February 13, 1946.

Issued: February 13, 1946.

E. C. TURNEY,  
Acting Regional Administrator.

[F. R. Doc. 46-3549; Filed, Mar. 5, 1946; 4:24 p. m.]



[Region VI Rev. Order G-5 under RMPR 122, Amdt. 7]

#### SOLID FUELS IN TWIN CITIES AREA

An opinion accompanying this amendment has been issued simultaneously herewith. Revised Order No. G-5 under

Revised Maximum Price Regulation No. 122, as amended, is amended in the following respect:

Paragraph (c) (1), subsection V, 5 of the Price Schedule is hereby amended by adding the following:

Description	Domestic coal		Steam coal		Dealer at plant	
	Delivered	Consumer, at yard	Delivered	Consumer, at yard	Domestic	Steam
D. Screenings from mine index No. 470 produced at Lynch mine of the United States Coal & Coke Co.-----	\$12.71	\$11.61	\$10.47	\$9.97	\$10.36	\$9.37

Each dealer who puts into effect the above price is required to file with the St. Paul District Office, Office of Price Administration, OPA Form 653.40 stating that he is handling this coal and, in addition, shall file a monthly report with the St. Paul District Office, Office of Price Administration, showing the tonnage specified by the S. F. A. W. Directive and the tonnage sold. Each invoice tendered to a purchaser of this fuel shall state "All Rail Coal."

This Amendment No. 6 to Revised Order No. G-5 shall become effective immediately, and shall remain in effect until April 30, 1946.

Issued this 19th day of February 1946.

R. E. WALTERS,  
Regional Administrator.

[F. R. Doc. 46-3556; Filed, Mar. 5, 1946; 4:26 p. m.]

[Region VII Order G-1 Under Gen. Order 68]

#### STOCK SCREEN DOORS AND COMBINATION STORM AND SCREEN DOORS IN DENVER REGION

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator of Region VII by the Emergency Price Control Act of 1942, as amended, and pursuant to the provisions of General Order 68, it is hereby ordered:

**SECTION 1. What this order does.** This Order No. G-1 under General Order 68 covers all retail sales of stock screen doors and combination storm and screen doors by any seller in Region VII of the Office of Price Administration, which includes the States of Colorado, Montana, New Mexico, Utah, and Wyoming, and all that part of the State of Idaho lying south of the southern boundary of Idaho County, the County of Malheur in the State of Oregon, and all that part of the Counties of Mohave and Coconino in the State of Arizona lying north of the Colorado River.

**SEC. 2. Definitions.** (a) "Retail sales" means (1) sales to an ultimate user or to a contractor for re-sale on an installed basis; and (2) sales in which shipment to the purchaser, other than a distributor is not made in a pool or distribution car originating at the factory.

(b) A "distribution" or "pool car" is one shipped on orders of two or more buyers and distributed to these individual

buyers at a delivery point or points specified by the buyers.

(c) "Screen doors" means all screen doors made of Ponderosa Pine and combination storm and screen doors made of Northern and Western Pine in the patterns or designs mentioned in the appendices of this order.

(d) "Pattern designations" mean the patterns pictured in the attached chart, Screen Door Patterns, which is incorporated herein.

**SEC. 3. Applicability of other regulations.** The maximum prices established by this Order No. G-1 for sales of the articles in question supersede any maximum prices or pricing methods previously established by any other regulation or order. Except to the extent that they are inconsistent with the provisions of this order, all provisions of Maximum Price Regulation No. 381 shall apply to sales covered by this order. Specifically, carload sales to ultimate users or to contractors and mail order sales are not covered by this order but remain subject to Maximum Price Regulation No. 381, and the sale of all other patterns, numbers and types of stock screen goods not mentioned in the appendices of this order remain subject to Maximum Price Regulation No. 381.

**SEC. 4. Authorized maximum prices.** Upon and after the effective date of this Order No. G-1 the maximum prices for stock screen doors and combination storm and screen doors shall be the prices set forth in Appendix A and B, respectively, of this order.

**SEC. 5. Posting of notice regarding inspection.** Every seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order. Every such seller shall post, in each of his places of business, in a manner plainly visible to all purchasers, the following notice:

#### NOTICE

A copy of Order No. G-1 under General Order 68 fixing maximum prices for retail sales of stock screen doors and combination storm and screen doors will be made available for inspection upon request by purchasers of such doors.

**SEC. 6. Sales slips and records.** (a) Every seller covered by this order who has customarily given his customers a sales slip or evidence of purchase must continue to do so. Upon request from a customer, such seller, regardless of previous custom, shall give the customer a

sales slip showing the date, name and address of the seller and customer, the description of each item sold and the price charged for each item. If such seller customarily prepared the sales slip in more than one copy, he must keep for at least one year after delivery a duplicate copy of each sales slip delivered by him, pursuant to this section. Each seller shall also keep at his place of business all records required by the applicable regulation and make the same available for inspection by representatives of the Office of Price Administration.

(b) Each seller, regardless of previous custom, must keep and retain, at his principal place of business, records concerning each sale covered by this order showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description of each item sold and price charged.

**SEC. 7. Delivery additions.** In making sales under this order, the seller shall not make an additional charge within the free delivery zone recognized by him during March, 1942. For delivery outside of such free delivery zones the seller may add the actual charge or cost paid or incurred by him in making shipment or delivery from his establishment to the buyer. Where no free delivery zone was recognized by a seller in March, 1942, he may continue to make the same delivery charges made by him in March, 1942. Any seller subject to this order who was not in business in March, 1942, shall be governed by the recognized rates charged by competitors for delivery during March, 1942, in his community.

**SEC. 8. Extra freight charges.** A seller subject to this order located where the existing common carrier freight rate is in excess of 75¢ per hundred from the nearest jobbing point to the seller's place of business may increase his maximum prices for retail sales of screen doors by 2% and of combination storm and screen doors by 3%.

**SEC. 9. Discounts and allowances.** The maximum prices in this order include all commissions. All customary discounts for cash must be continued. Quantity differentials are provided in the price list included in the appendices.

**SEC. 10. Prohibitions against sales at higher than maximum prices.** On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell stock screen doors or combination storm and screen doors, covered by this order, at prices higher than the maximum prices established by this order.

**SEC. 11. Evasions.** (a) Any practice, scheme or device which results in a higher price to the purchaser of the services or other charges permitted by this order shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall, as a part of the consideration or as a condition of a sale of any of the services or other charges covered by this order, secretly or other-

<sup>1</sup> Filed as part of the original document.



wise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly, acquire or receive the benefit of any services, transportation agreements, or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of the services covered by this order nor shall the seller lower the quality of the materials furnished below that called for by the specifications or agreement.

(d) No seller shall, by any of the foregoing plans, schemes or devices, or by

any other plan, scheme or device, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of any of the services or other charges covered by this order.

SEC. 12. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 13. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to

this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 14. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

This Order No. G-1 shall become effective February 14, 1946.

Issued this 25th day of January 1946.

RICHARD Y. BATTERTON,  
Regional Administrator.

# APPENDIX A—PONDEROSA PINE STOCK SCREEN DOORS

[In the white, in quantities of one to five doors (prices listed are per door). For prices of doors in larger quantities, see footnote]

TABLE 1—1½ INCHES THICK PONDEROSA PINE SCREEN DOORS

Description	Sizes and prices per door							Description	Sizes and prices per door						
	2-6 x 6-6	2-6 x 6-8, 2-8 x 6-8	2-8 x 6-10	2-8 x 7	2-10 x 6-10	2-10 x 7, 3 x 6-8	3 x 7		2-6 x 6-6	2-6 x 6-8, 2-8 x 7-8	2-8 x 6-10	2-8 x 7	2-10 x 6-10	2-10 x 7, 3 x 6-8	3 x 7
<i>A-2—4" stiles and top rail, 12" bottom rail</i>								<i>G-1—8" stiles and top rail, 6" bottom rail, 2" cross rails, 1" mullion</i>							
Open—mouldings bundled	\$3.65	\$3.75	\$3.80	\$3.85	\$3.90	\$3.90	\$4.05	Open—mouldings bundled	3.00	3.15	3.15	3.20	3.25	3.25	3.35
12 mesh black wire	3.95	4.10	4.15	4.20	4.25	4.30	4.45	12 mesh black	3.30	3.50	3.50	3.55	3.60	3.68	3.75
14 mesh galv	4.05	4.20	4.25	4.35	4.40	4.45	4.60	14 mesh galv	3.45	3.60	3.65	3.70	3.75	3.80	3.95
16 mesh galv	4.15	4.35	4.40	4.45	4.55	4.60	4.75	16 mesh galv	3.60	3.75	3.80	3.90	3.95	4.00	4.15
16 mesh bronze	4.95	5.25	5.30	5.40	5.55	5.65	5.85	16 mesh bronze	4.45	4.75	4.80	4.90	5.00	5.10	5.30
<i>C-1—8" stiles and top rail, 6" bottom rail, 5" cross rail</i>								<i>H-1—8" stiles and top rail, 6" bottom, 2" cross rails, 1" mullion</i>							
Open—mouldings bundled	3.20	3.30	3.35	3.35	3.40	3.40	3.50	Open—mouldings bundled	3.20	3.30	3.35	3.40	3.40	3.45	3.50
12 mesh black	3.50	3.65	3.70	3.75	3.80	3.85	3.95	12 mesh black	3.50	3.65	3.70	3.75	3.80	3.80	3.95
14 mesh galv	3.60	3.75	3.80	3.85	3.95	3.95	4.10	14 mesh galv	3.65	3.80	3.85	3.90	3.95	4.00	4.10
16 mesh galv	3.80	3.95	4.00	4.05	4.10	4.15	4.30	16 mesh galv	3.80	3.95	4.00	4.05	4.15	4.20	4.30
16 mesh bronze	4.65	4.90	4.95	5.05	5.15	5.25	5.50	16 mesh bronze	4.65	4.90	5.00	5.05	5.20	5.25	5.45
<i>C-2—4" stiles and top rail, 6" bottom rail, 4" cross rail</i>								<i>I-1—8" stiles and top rail, 2" cross rails, 3" mullion</i>							
Open—mouldings bundled	3.60	3.70	3.75	3.80	3.80	3.85	3.95	Open—mouldings bundled	3.60	3.75	3.75	3.80	3.85	3.90	4.00
12 mesh black	3.95	4.10	4.15	4.20	4.25	4.30	4.40	12 mesh black	3.95	4.10	4.15	4.15	4.25	4.30	4.40
14 mesh galv	4.05	4.20	4.25	4.30	4.35	4.40	4.50	14 mesh galv	4.05	4.25	4.30	4.35	4.40	4.45	4.60
16 mesh galv	4.20	4.35	4.40	4.45	4.55	4.60	4.75	16 mesh galv	4.20	4.40	4.45	4.50	4.60	4.65	4.80
16 mesh bronze	5.10	5.35	5.40	5.45	5.60	5.65	5.90	16 mesh bronze	5.20	5.50	5.55	5.65	5.75	5.85	6.10
<i>D-1—8" stiles and top rail, 6" bottom rail, 3" cross rails</i>								<i>I-2—4" stiles and top rail, 6" to 8" bottom, 4" cross rail, 4" mullion</i>							
Open—mouldings bundled	3.40	3.50	3.50	3.55	3.60	3.65	3.70	Open—mouldings bundled	4.15	4.30	4.35	4.40	4.45	4.45	4.55
12 mesh black	3.70	3.85	3.90	3.95	4.00	4.05	4.15	12 mesh black	4.45	4.60	4.65	4.70	4.80	4.85	4.95
14 mesh galv	3.80	4.00	4.05	4.10	4.15	4.20	4.35	14 mesh galv	4.55	4.75	4.80	4.85	4.95	5.00	5.10
16 mesh galv	4.00	4.15	4.20	4.25	4.35	4.40	4.55	16 mesh galv	4.70	4.90	4.95	5.00	5.10	5.15	5.30
16 mesh bronze	4.95	5.25	5.30	5.40	5.55	5.65	5.85	16 mesh bronze	5.55	5.85	5.95	6.00	6.15	6.25	6.45
<i>D-2—4" stiles and top rail, 6 to 8" bottom rail, 3" cross rail</i>								<i>N-2—4" stiles and top rail, 6" to 8" bottom rail, 4" cross rail</i>							
Open—mouldings bundled	4.10	4.20	4.25	4.20	4.35	4.40	4.50	Open—mouldings bundled	3.85	4.00	4.05	4.05	4.10	4.15	4.25
12 mesh black	4.45	4.60	4.65	4.70	4.80	4.85	5.00	12 mesh black	4.15	4.30	4.34	4.40	4.50	4.55	4.65
14 mesh galv	4.50	4.75	4.80	4.85	4.95	5.00	5.10	14 mesh galv	4.25	4.45	4.50	4.55	4.60	4.65	4.80
16 mesh galv	4.70	4.90	4.95	5.00	5.10	5.15	5.30	16 mesh galv	4.35	4.55	4.60	4.65	4.75	4.85	4.95
16 mesh bronze	5.55	5.85	5.95	6.00	6.15	6.25	6.50	16 mesh bronze	5.10	5.40	5.45	5.55	5.65	5.75	5.95
<i>F-1—8" stiles and top rail, 6" bottom rail, 5" cross rail</i>								<i>N-4—4" stiles and top rail, 8" bottom rail, 4" cross rail</i>							
Open—mouldings bundled	3.15	3.25	3.30	3.35	3.35	3.40	3.50	Scroll top oxidized, coppered steel grille:							
12 mesh black	3.45	3.60	3.65	3.70	3.75	3.80	3.90	16 mesh galv	9.00	9.15	9.20	9.30	9.35	9.45	9.55
14 mesh galv	3.60	3.75	3.80	3.85	3.90	3.95	4.05	16 mesh bronze	9.70	10.00	10.05	10.15	10.30	10.35	10.55
16 mesh galv	3.75	3.90	3.95	4.00	4.10	4.15	4.25	<i>N-6—4" stiles and top rail, 8" bottom rail, 4" cross rail</i>							
16 mesh bronze	4.60	5.00	4.95	5.05	5.15	5.25	5.45	Scroll top solid copper grille, statuary bronze finish: 16 mesh bronze	12.50	12.75	12.85	12.95	13.05	13.15	13.35
<i>F-2—4" stiles and top rail, 6" bottom rail, 4" cross rail</i>								<i>P-2—4" stiles and top rail, 8" bottom rail, 3" cross rails</i>							
Open—mouldings bundled	3.50	3.60	3.65	3.65	3.70	3.70	3.80	Open—mouldings bundled	4.30	4.45	4.55	4.55	4.60	4.65	4.80
12 mesh black	3.80	3.95	3.98	4.05	4.10	4.15	4.25	12 mesh black	4.60	4.80	4.85	4.90	5.00	5.05	5.20
14 mesh galv	3.95	4.10	4.15	4.20	4.25	4.30	4.40	14 mesh galv	4.70	4.90	4.95	5.00	5.10	5.15	5.30
16 mesh galv	4.10	4.25	4.30	4.35	4.40	4.50	4.60	16 mesh galv	4.80	5.05	5.10	5.15	5.25	5.30	5.45
16 mesh bronze	4.95	5.20	5.30	5.35	5.50	5.55	5.75	16 mesh bronze	5.55	5.85	5.95	6.00	6.25	6.25	6.45

1. "A" refers to pattern of door designated by the same letter on the printed sheet "Screen Door Patterns" attached to this order. "2" (of A-2) designates the specification of door construction such as width of stiles, rails and mullions.



TABLE II— $\frac{1}{4}$  INCH THICK PONDEROSA PINE STOCK SCREEN DOORS

	2-6 x 6-6	2-6 x 6-8 2-8 x 6-8	2-8 x 6-10	2-8 x 7	2-10 x 6-10	2-10 x 7 3 x 6-8	3 x 7		2-6 x 6-6	2-6 x 6-8 2-8 x 6-8	2-8 x 6-10	2-8 x 7	2-10 x 6-10	2-10 x 7 3 x 6-8	3 x 7
CC-1—3" stiles and top rail, 6" bottom rail, 3" cross rails <sup>1</sup>								GG-1—3" stiles and top rail, 6" bottom rail, 2" cross rail 1" mullion <sup>1</sup>							
Open—mouldings bundled.	\$2.75	\$2.85	\$2.90	\$2.95	\$2.95	\$3.00	\$3.05	Open—mouldings bundled.	\$2.60	\$2.70	\$2.75	\$2.80	\$2.80	\$2.85	\$2.90
12 Mesh black.....	3.10	3.25	3.30	3.30	3.40	3.40	3.55	12 mesh black.....	2.90	3.05	3.10	3.15	3.20	3.25	3.35
14 Mesh Galv.....	3.20	3.35	3.40	3.45	3.50	3.55	3.65	14 mesh black.....	3.00	3.20	3.25	3.30	3.35	3.40	3.50
16 Mesh Galv.....	3.35	3.50	3.55	3.60	3.70	3.75	3.90	16 mesh galv.....	3.15	3.35	3.40	3.45	3.50	3.60	3.70
16 Mesh bronze.....	4.20	4.50	4.55	4.60	4.75	4.80	5.05	16 mesh bronze.....	4.00	4.30	4.40	4.45	4.60	4.65	4.85

<sup>1</sup>  $\frac{1}{4}$  doors.

EXTRAS: Extras which may be added to the above prices in Table 1 and Table 2 of this Appendix A:

For segment, circle, tudor or gothic top Screen Doors:

(1) Doors with 3-inch stiles, \$3.55 per door to the above prices of doors with 3" stiles.

(2) Doors with 4-inch stiles, \$4.00 per door to the above prices of doors with 4" stiles.

(3) Doors painted black, add eleven cents per door.

(4) Special wiring or netting furnished in bottom half of door.

	Price per door				Price per door		
	24-inch	30-inch	36-inch		24-inch	30-inch	36-inch
Poultry netting or 1" mesh diamond netting				2" or 3" mesh hardware cloth or 2" or 3" mesh galvanized hail wire cloth			
2-6 door width.....	\$0.28	\$0.33	\$0.37	2-6 door width.....	\$0.64	\$0.77	\$0.89
2-8 door width.....	.29	.34	.38	2-8 door width.....	.67	.82	.95
2-10 door width.....	.30	.35	.40	2-10 door width.....	.70	.87	1.01
3-0 door width.....	.31	.37	.41	3-0 door width.....	.74	.91	1.06

<sup>1</sup> Double letters designate thickness and pattern of door. For pattern refer to same single letter on the printed sheet "Screen Door Patterns" attached to this order.

NOTE: To determine maximum prices on doors of the same kind, size, and thickness in quantities of six doors or more, deduct 7 percent of the above prices per door.

## APPENDIX B—NORTHERN AND WESTERN PINE COMBINATION STORM AND SCREEN DOORS

The following design number refers to page 161 in the Standard Woodwork lists Catalogue No. 40, printed by Plinney Printing Company of Clinton, Iowa. Sizes shown are regular door opening sizes stated in feet and inches.

The following prices are per door in quantities of one to four doors. See footnotes for larger quantities.

TABLE 1—COMBINATION DOORS WITH SCREEN AND SASH INSERTS

[Description:  $\frac{1}{4}$ " thick; in the white; sash section furnished with wood beads or putty]

	Sizes and prices per door									
	2-6 x 6-6	2-6 x 6-8	2-6 x 7	2-8 x 6-8	2-8 x 7	2-10 x 6-8	2-10 x 6-10	2-10 x 7	3 x 6-8	3 x 7
ND 757 sash section open										
14 mesh galvanized wire.....	\$7.00	\$7.05	\$7.40	\$7.18	\$7.55	\$7.25	\$7.55	\$7.65	\$7.45	\$7.83
16 mesh galvanized wire.....	7.10	7.20	7.55	7.30	7.65	7.40	7.70	7.80	7.55	7.95
16 mesh bronze wire.....	7.65	7.70	8.05	7.83	8.20	7.95	8.20	8.30	8.10	8.49
ND 757 sash section glazed										
14 mesh galvanized wire.....	8.15	8.20	8.60	8.50	8.85	8.65	8.95	9.05	8.90	9.30
16 mesh galvanized wire.....	8.20	8.35	8.70	8.60	8.95	8.80	9.05	9.15	9.05	9.40
16 mesh bronze wire.....	8.80	8.85	9.25	9.15	9.50	9.30	9.60	9.70	9.55	9.95

EXTRAS: Extras which may be added to the above prices are as follows:

For Irregular top combination doors:

1. Circle Top, \$11.95 per door.

2. Gothic or Semi-Gothic, \$11.95 per door.

3. Segment Head, \$6.15 per door.

4. Peel Head, \$8.85 per door.

NOTE: To determine maximum prices on doors of the same kind and size in quantities of five or more doors, deduct 6.8 percent of the above prices per door.

TABLE 2—COMBINATION DOORS WITH SASH INSERT

[Screen wiring permanently fixed in door]

[Description:  $\frac{1}{4}$ " thick, in the white; glazed single strength "B" glass; 2 or 3 panels, six light sash]

	Sizes and prices per door									
	2-6 x 6-6	2-6 x 6-8	2-6 x 7	2-8 x 6-8	2-8 x 7	2-10 x 6-8	2-10 x 6-10	2-10 x 7	3 x 6-8	3 x 7
$\frac{1}{4}$ " thick in the white glazed single strength "B"										
14 mesh galvanized wire.....	\$6.55	\$6.50	\$6.85	\$6.75	\$7.10	\$6.85	\$7.20	\$7.25	\$7.30	\$7.45
16 mesh galvanized wire.....	6.70	6.80	6.95	6.90	7.25	6.97	7.35	7.35	7.40	7.55
16 mesh bronze wire.....	7.20	7.35	7.50	7.40	7.80	7.50	7.90	7.90	7.95	8.10

EXTRAS: Extras which may be added to the above prices are as follows:

For Irregular top combination doors:

1. Circle Top, \$11.95 per door.

2. Gothic or Semi-Gothic, \$11.95 per door.

3. Segment Head, \$6.15 per door.

4. Peak Head, \$8.85 per door.

NOTE: To determine maximum prices on doors of the same kind and size in quantities of five or more doors, deduct 7 percent of the above prices per door.



[Region VI Order G-16 Under RMPR 122, Amdt. 103]

### SOLID FUELS IN ROCKFORD, ILL., AREA

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G-16 under Revised Maximum Price Regulation No. 122 is amended in the following respects: In Appendix No. 12, paragraph (b), Price Schedule is amended to read as follows:

(b) *Price schedule.* Immediately below and as a part of this section (b) is a price schedule that sets forth maximum prices for delivered sales in lots of ½ ton and 1 ton or more by dealers of specified kinds and sizes of solid fuels. Service charges are set forth in section (c). Charges for treatment of coal are set forth in section (d). Discounts are set forth in section (e). Definitions are set forth in section (f).

#### PRICE SCHEDULE

	De- liver- ed (1 ton)	De- liver- ed (½ ton)
I. Low volatile bituminous coal from district No. 7 (southern West Virginia and northwestern and central Virginia):		
1. Egg, size group No. 2 (all egg coal, top size larger than 3"; bottom size no limit):		
a. Forked or screened	\$15.05	\$8.05
b. Shovelled or bin run	13.55	7.30
2. Stove, size group No. 3 (all stove coal, top size larger than 1¼" but not exceeding 3"; bottom size smaller than 3") in price classification A:		
a. Forked or screened	14.60	7.80
b. Shovelled or bin run	13.50	7.25
3. Nut, size group No. 4 (top size larger than ¾" but not exceeding 1¼"; bottom size smaller than 1¼") in price classification A:	12.55	6.80
4. Pea or dedusted screenings, size group No. 5 (top size not exceeding ¾"; bottom size smaller than ¾") in price classification A:	12.20	6.60
II. High volatile bituminous coal from district No. 8 (eastern Kentucky, southwestern West Virginia, western Virginia, northern Tennessee and North Carolina):		
1. Lump, size group No. 1 (all single-screened block, bottom size larger than 5" in price classification E through K):	12.65	6.83
2. Egg, size group No. 5 (all double screened egg coals, top size larger than 5" but not exceeding 6" and bottom size larger than 2" but not exceeding 3"; and top size larger than 6" and bottom size 2" and smaller) in price classifications B through K:	12.35	6.68
3. Stoker, size group No. 10 (all double screened stoker coals, top size not exceeding 1¼" and bottom size less than 1¼") in price classifications B through E:	12.30	6.68
III. High volatile bituminous coal from district No. 10 (Illinois):		
A. Southern subdistrict, price group Nos. 1, 2, and 8:		
1. Lump, size group No. 1 (all lump coals, bottom size larger than 4", washed or raw):	9.90	5.45
2. Egg, size group No. 3 (all egg coal, bottom size larger than 2" but not exceeding 3", washed or raw):	9.60	5.30
3. Nut and stove, size group Nos. 4, 5, 6, and 8 (all egg and stove coals, bottom size 2" and smaller, washed or raw):	9.25	5.15
4. Nut, washed or raw, size group Nos. 9-12 inclusive, and 17-20 inclusive (all raw, washed or air-cleaned nut and pea coal, bottom size larger than 10 mesh or ¾" and top size not exceeding 2"):	8.25	4.63
5. Special stoker, size group Nos. 21, 22 and 28 (washed or air-cleaned nut and pea coal, bottom size larger than 1 millimeter, top size not exceeding 2"; and dry dedusted special stoker, bottom size larger than 28 mesh and top size, not exceeding ¾"):	8.75	4.88

#### PRICE SCHEDULE—Continued

	De- liver- ed (1 ton)	De- liver- ed (½ ton)
III. High volatile bituminous coal from district No. 10—Con.		
A. Southern subdistrict, price group Nos. 1, 2, and 8—Con.		
6. Dedusted screenings, size group Nos. 26 and 27 (dry dedusted screenings, top size not exceeding 2"):	\$8.15	\$4.58
7. Raw screenings, size group Nos. 13 and 14 (raw screenings larger than ¾" x 0 but not exceeding 2" x 0):	7.85	4.43
B. Southern subdistrict price group No. 7:		
1. Washed nut and pea, size group 17-20 inclusive (washed or air-cleaned nut and pea coal, bottom size larger than 10 mesh or ¾" and top size not exceeding 2"):	7.95	4.50
2. Washed screenings, size group No. 23 and 24 (washed or air-cleaned screenings, top size not exceeding 2"):	7.80	4.40
C. Belleville and Duquoin subdistricts, price group 10 and 16-22 inc.:		
1. Lump and egg, size group Nos. 1, 2 and 3 (all lump or egg coals, bottom size larger than 2" washed or raw):		
a. Strip mines	8.75	4.88
b. Deep machine mines	8.80	4.90
2. Washed nut, size group Nos. 17-20 inclusive (washed or air-cleaned nut and pea coals, bottom size larger than 10 mesh or ¾" and top size not exceeding 2"):		
a. Strip mines	7.90	4.45
b. Deep machine mines	7.95	4.48
3. Washed screenings, size group No. 23 and 24 (washed or air-cleaned screenings, top size not exceeding 2"):		
a. Strip mines	7.65	4.35
b. Deep machine mines	7.70	4.38
IV. High volatile bituminous coal from district No. 11 (Indiana):		
1. Lump, size group No. 1 (all lump coal, bottom size larger than 4") price group Nos. 6, 14, 15 and 16:	10.03	5.52
2. Egg, size group Nos. 2 and 3 (all egg coal, bottom size larger than 2" but not larger than 4") price group Nos. 6, 14, 15, and 16:	9.58	5.32
3. Egg, size group Nos. 2 and 3 (all egg coal, bottom size larger than 2" but not larger than 4") price group Nos. 7, 18 and 19:	8.83	4.92
4. Nut, size group No. 5 (all nut coal, top size larger than 2" but not larger than 4"; bottom size larger than 1½" but not larger than 2") price group Nos. 7, 18 and 19:	8.48	4.77
5. Raw nut and pea, size group 9-12 inclusive (raw nut and pea coal, bottom size larger than 10 mesh or 3/32" and top size not exceeding 2") price group Nos. 6 and 14:	8.73	4.87
6. Washed Screenings, size group Nos. 23 and 24 (washed or air-cleaned screenings, top size not exceeding 2"):	8.03	4.52
V. Briquettes (low volatile from district No. 7 coal):		
1. Herwind	15.05	8.05
2. Glen Rogers	15.25	8.16
VI. Pennsylvania anthracite:		
1. Egg, stove, nut	19.85	10.43
2. Pea	18.15	9.61
VII. Byproduct coke:		
1. Rockford Koppers	14.60	7.80
2. Solvay or Koppers other than Rockford	15.75	8.40

The above prices include the 2% Illinois Retailer's Occupational Tax.

In Appendix No. 12, paragraph (e) Discounts is amended to read as follows:

(e) *Discounts.* The maximum prices for "delivered" sales and "at yard" sales shall be the prices set forth in section (b) less the following discounts.

#### Delivered sales

	Per ton
1. On "delivered" sales paid for on delivery or within 10 days thereafter	\$0.50
2. On "delivered" sales to purchasers whose customary annual requirements are 25 tons or more	.50

#### At yard sales

Per ton

If physical delivery to a purchaser in any quantity is made at the yard of the dealer..... \$1.10

The prices established by this Amendment No. 103 to Order No. G-16 under Revised Maximum Price Regulation No. 122 supersede those established by the adjustments permitted by Regional Order No. G-27 and Regional Order No. G-29, as to the dealers covered by Appendix No. 12 to Order No. G-16.

This Amendment No. 103 to Order No. G-16 under Revised Maximum Price Regulation No. 122 shall become effective immediately, and shall remain in effect until April 30, 1946.

Issued this 26th day of February, 1946.

R. E. WALTERS,  
Regional Administrator.

[F. R. Doc. 46-3557; Filed, Mar. 5, 1946; 4:27 p. m.]

#### LIST OF COMMUNITY CEILING PRICES

The following orders under Revised General Order 51 were filed with the Division of the Federal Register March 5, 1946.

#### Region II

Newark Order 6-W, Amendment 3, covering dry groceries in certain counties in New Jersey. Filed 9:49 a. m.

Philadelphia Order 3-C, covering poultry in certain counties in Pennsylvania and Camden county in New Jersey. Filed 9:49 a. m.

Philadelphia Order 26-O, covering eggs in certain counties in Pennsylvania and Camden county, New Jersey. Filed 9:49 a. m.

Scranton Order 5-F, Amendment 5, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:49 a. m.

Scranton Order 6-F, Amendment 4, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:50 a. m.

#### Region III

Charleston Order 7-F, Amendment 52, covering fresh fruits and vegetables in certain areas in West Virginia. Filed 9:50 a. m.

Charleston Order 9-F, Amendment 52, covering fresh fruits and vegetables in Cabell county and the city of Huntington in Wayne county, West Virginia. Filed 9:50 a. m.

Charleston Order 10-F, Amendment 52, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:50 a. m.

Charleston Order 11-F, Amendment 52, covering fresh fruits and vegetables in Berkeley, Jefferson and Morgan counties, West Virginia. Filed 9:47 a. m.

Charleston Order 15-F, Amendment 49, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:47 a. m.

Charleston Order 16-F, Amendment 49, covering fresh fruits and vegetables



in certain counties in West Virginia. Filed 9:47 a. m.

Charleston Order 17-F, Amendment 48, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:48 a. m.

Charleston Orders 1-D and 2-D, Amendment 2, covering butter and cheese in all counties in the State of West Virginia. Filed 9:49 a. m.

Cincinnati Order 12-F, covering fresh fruits and vegetables in Franklin county, Ohio. Filed 9:47 a. m.

Cincinnati Order 14-F, covering fresh fruits and vegetables in Hamilton county, Ohio, and Kenton and Campbell counties, Kentucky. Filed 9:47 a. m.

Cincinnati Order 10-W, covering dry groceries in certain areas in Ohio. Filed 9:44 a. m.

Cleveland Order 6-F, Amendment 14, covering fresh fruits and vegetables in Cuyahoga county, Ohio. Filed 9:43 a. m.

Cleveland Order 7-F, Amendment 14, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:43 a. m.

Detroit Order 10-F (Appendix A), Amendment 13, covering fresh fruits and vegetables in Wayne and Macomb counties, Michigan. Filed 9:43 a. m.

Detroit Order 10-F, (Appendix C), Amendment 15, covering fresh fruits and vegetables in certain counties in Michigan. Filed 9:43 a. m.

Detroit Order 9-O, Amendment 6, covering eggs sold at Retail in Designated counties. Filed 9:44 a. m.

Indianapolis Order 14-F, Amendment 56, covering fresh fruits and vegetables in Marion, Vigo and Tippecanoe counties, Indiana. Filed 9:44 a. m.

Indianapolis Order 15-F, Amendment 56, covering fresh fruits and vegetables in Wayne, Delaware and Allen counties, Indiana. Filed 9:44 a. m.

Indianapolis Order 16-F, Amendment 56, covering fresh fruits and vegetables in St. Joseph county, Indiana. Filed 9:39 a. m.

Indianapolis Order 17-F, Amendment 56, covering fresh fruits and vegetables in the county of Vanderburgh, Indiana. Filed 9:39 a. m.

Indianapolis Orders 5-O and 6-O, Amendment 7, covering eggs in certain counties in Indiana. Filed 9:39 and 9:40 a. m.

Louisville Order 12-F, Amendment 58, covering fresh fruits and vegetables in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 9:40 a. m.

Louisville Order 17-F, Amendment 24, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:40 a. m.

Louisville Order 18-F, Amendment 18, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:40 a. m.

Louisville Order 19-F, Amendment 18, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:40 a. m.

Louisville Order 23-F, Amendment 10, covering fresh fruits and vegetables in Boyd county, Kentucky. Filed 9:40 a. m.

No. 47—8

Louisville Order 25-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:41 a. m.

Louisville Order 26-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:41 a. m.

Louisville Orders 5-D and 6-D, covering butter and cheese in certain areas in Kentucky. Filed 9:41 and 9:42 a. m.

#### Region IV

Atlanta Order 10-O, Amendment 2, covering eggs in Zone 16. Filed 9:42 a. m.

Birmingham Order 1-C, Amendment 20, covering poultry in certain areas in Alabama. Filed 9:42 a. m.

Birmingham Order 2-C, Amendment 21, covering poultry in certain areas in Alabama. Filed 9:38 a. m.

Birmingham Order 4-O, Amendment 11, covering eggs in Jefferson county, Alabama. Filed 9:38 a. m.

Birmingham Order 7-O, Amendment 8, covering eggs in Montgomery county, Alabama. Filed 9:38 a. m.

Jacksonville Order 14-F, Amendment 17, covering fresh fruits and vegetables in the City of Jacksonville, Florida. Filed 9:38 a. m.

Jacksonville Order 24-O, Amendment 10, covering eggs in Duval county, Florida. Filed 9:38 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,  
Secretary.

[F. R. Doc. 46-3621; Filed, Mar. 6, 1946; 4:29 p. m.]

[Region VI Order G-16 Under RMPR 122, Amdt. 105]

#### SOLID FUELS IN BURLINGTON AND WEST BURLINGTON, IOWA

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G-16 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. In Appendix No. 7, paragraph (b), *Price schedule*, is amended to read as follows:

(b) *Price schedule*. Immediately below and as a part of this section (b) is a price schedule that sets maximum prices for domestic delivered sales of dealers of specified kinds and sizes of solid fuels in lots of half-ton or more. Service charges and charges for treatment of coal are set forth in sections (c) and (d). Discounts for domestic at yard sales and dealer at yard sales are set forth in subsection (e). Sales in lots of fractions of a ton or tons shall be governed by the price schedule as follows:

(i) If less than 1 ton, Column (B) shall govern.

(ii) If more than 1 ton, Column (A) shall govern; e. g., if the price for 1 ton is listed in Column (A) as \$12.80 and that for ½ ton is listed in Column (B) as \$6.65, the price for 1½ tons shall be \$19.20.

#### PRICE SCHEDULE

	(A)	(B)
	Domestic delivered price	
	1 ton	½ ton
I. Low volatile bituminous coal from district No. 7 (southern West Virginia and Virginia):		
1. Egg—price classification A	\$13.20	\$6.85
2. Pea or dedusted screenings—top size not exceeding ¾", bottom size smaller than ½"; price classification A	11.05	5.80
II. High volatile bituminous coal from district No. 8 (eastern Kentucky, northern Tennessee, parts of Virginia and West Virginia):		
1. Lump and egg—size groups 1, 2 and 3; all lump and egg coals—bottom size larger than 2". Price classification A	11.40	5.98
2. Lump—size group 1; all lump coals—bottom size larger than ¾"; southern Appalachian field; price classification E	11.55	6.03
3. Lump—size group 2; all lump coals—bottom size larger than 3" but not exceeding 5". Price classification E through K	11.25	5.88
III. High volatile bituminous coal from district No. 9 (western Kentucky):		
A. No. 6 seam:		
1. Lump and egg—size groups 1-6; all lump and egg coals; raw washed or air cleaned; top size larger than 2"	8.36	4.43
2. Stoker—size groups 8-12; all raw double screened nut, stoker, and pea coals; top size not exceeding 2" and bottom size larger than 10 mesh	7.96	4.23
B. No. 9 seam:		
1. Lump and egg—size groups 1-6; all lump and egg coals; raw, washed or air cleaned; top size larger than 2"	7.71	4.13
C. No. 14 seam:		
1. Lump and egg—size groups 1-6; all lump and egg coals; raw, washed or air cleaned; top size larger than 2"	7.41	3.98
2. Washed screenings—size groups 23 and 24; all washed or air cleaned screenings; larger than ¾" x 0 but not exceeding 2" x 0	6.71	3.63
IV. High volatile bituminous coal from district No. 10 (Illinois):		
A. Southern subdistrict, price groups 1, 2 and 8:		
1. Lump and egg—size groups 1, 2, and 3; all lump or egg coals—bottom size larger than 2". Washed or raw	8.10	4.30
2. Egg and nut—size groups 4, 5, 6, and 8; including 4" x 2", 3" x 2", and 2" x 1½"	7.85	4.20
3. Prepared stoker—size groups 21, 22, and 28; all stoker coals—bottom size larger than 28 mesh; top size not exceeding 2"	7.65	4.08
4. Washed and dedusted screenings—size groups 23, 24, 25, and 27; all washed, air cleaned and dry dedusted screenings; top size not exceeding 2"	7.25	3.88
B. Belleville subdistrict, price groups 16-22 inclusive:		
1. Lump and egg—size groups 1, 2, and 3; all lump or egg coals; bottom size larger than 2"; washed or raw:		
(a) Strip mines	7.35	3.93
(b) Deep machine mines	7.40	3.95
2. Washed nut and pea—size groups 17-20, inc.; washed or air cleaned nut and pea coals—bottom size larger than 1 millimeter; top size not exceeding 2"		
(a) Strip mines	6.75	3.65
(b) Deep machine mines	6.80	3.68
C. Duquoin subdistrict, price group No. 10 (strip mines):		
1. Lump and egg—size groups 1, 2, and 3; all lump or egg coals; bottom size larger than 2"; washed or raw	7.15	3.88
2. Nut coal—size group No. 10, including 1½" x ¾"	6.45	3.50
3. Nut coal—size group No. 12, including ¾" x ½"	7.00	3.75
D. Central subdistrict, price groups 12 and 13 (deep machine mines):		
1. Lump—size group 1; bottom size larger than 4"	7.20	3.85
2. Egg—size group 3, including 6" x 3"	6.70	3.60



## PRICE SCHEDULE—Continued

	(A) (B)	
	Domestic delivered price	
	1 ton	½ ton
IV. High volatile bituminous coal from district No. 10—Con.		
E. Fulton-Peoria subdistrict (strip mines):		
1. Lump and egg—size groups 1, 2, and 3; all lump and egg coals—bottom size larger than 2"; washed or raw; price groups 24, 25 and 26.....	\$6.35	\$3.43
2. Lump and egg—size groups 1, 2, and 3; all lump and egg coals—bottom size larger than 2"; washed or raw; price groups 27 and 28.....	6.55	3.53
V. High volatile bituminous coals from district No. 11 (Indiana):		
1. Lump and egg—size groups 1, 2, and 3; all lump and egg coals—bottom size larger than 2"; washed or raw; price groups 14, 15 and 16.....	8.63	4.57
2. Nut—size group No. 5, including 3" x 2"; price group 6.....	8.08	4.32
3. Stoker—size groups 9-12; raw nut or pea coals—bottom size larger than 10 mesh; top size not exceeding 2"; price group 6.....	7.93	4.22
VI. Anthracite:		
1. Egg, stove, and nut.....	19.35	9.93

2. In Appendix No. 7, paragraph (e), Discounts, is amended to read as follows:

(e) *Discount for yard sales.* The maximum prices for yard sales shall be the prices set forth in section (b) less the following discounts:

	Per ton
Sales to other dealers.....	\$1.10
Sales to domestic consumers.....	.70

The prices established by this Amendment No. 105 to Order No. G-16 under Revised Maximum Price Regulation No. 122 supersede those established by the adjustments permitted by Regional Order No. G-27 and Regional Order No. G-29, as to the dealers covered by Appendix No. 7 to Order No. G-16.

This Amendment No. 105 to Order No. G-16 under Revised Maximum Price Regulation No. 122 shall become effective immediately and shall remain in effect until April 30, 1946.

Issued this 21st day of February 1946.

R. E. WALTERS,  
Regional Administrator.

[F. R. Doc. 46-3558; Filed, Mar. 5, 1946;  
4:27 p. m.]

## SECURITIES AND EXCHANGE COMMISSION.

[File No. 59-5]

MIDDLE WEST CORP. ET AL.

## NOTICE OF FILING OF APPLICATION FOR EXTENSION OF TIME AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 4th day of March A. D. 1946.

In the matter of The Middle West Corporation and its subsidiary companies, respondents; File No. 59-5.

The Commission having entered its order dated January 24, 1944 pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935 directing

The Middle West Corporation, Central and South West Utilities Company and American Public Service Company, respectively, to confine their operations to certain designated integrated utility systems, subject to certain reservations, and to take such action in a manner consistent with the provisions of the act; and

The Commission having entered its order of May 9, 1944 staying in part only the effectiveness of the order of January 24, 1944 in order to permit introduction of further evidence with respect to the retainability of certain designated properties; and additional evidence having been introduced with respect to the retainability of such designated properties; and the Commission, after consideration of such additional evidence, having entered its order dated February 16, 1945 directing Central and South West Utilities Company, among other things, to dispose of all its direct or indirect interest in:

(1) The water properties of Central Power and Light Company, and all non-utility operations in The Big Bend District,

(2) West Vernon Sewer Company,  
(3) All water distribution properties of West Texas Utilities Company,

(4) The ice properties of West Texas Utilities Company in Dalhart,

(5) All water properties of Public Service Company of Oklahoma,

(6) All natural gas properties of Public Service Company of Oklahoma save those used to provide fuel for electric generating purposes, and

(7) The water properties of Southwestern Gas and Electric Company.

Notice is hereby given that The Middle West Corporation, Central and South West Utilities Company and American Public Service Company have filed an application pursuant to section 11 (c) of the act requesting that the time for compliance with the order of the Commission dated February 16, 1945 be extended for an additional year.

All interested persons are referred to the application, which is on file in the office of the Commission, for full details.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held to consider said application:

It is ordered, That a hearing on the application under the applicable provisions of the act and the rules of the Commission thereunder be held on the 21st day of March 1946, at 10:00 a. m., e. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, in such room as may be designated on that day by the hearing room clerk in Room 318.

It is further ordered, That Henry C. Lank, or any other officer or officers of the Commission designated by it for that purpose, shall preside at such hearing. The officer so designated to preside is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented by said application, particular attention will be directed at said hearing to the following matters:

1. Whether Central and South West Utilities Company has exercised due diligence to comply with the Commission's Order of February 16, 1945;

2. Whether an extension of an additional year for compliance with said order of February 16, 1945 is necessary or appropriate in the public interest or for the protection of investors or consumers.

It is further ordered, That any person desiring to be heard or otherwise wishing to participate in this proceeding shall file with the Secretary of the Commission, on or before March 18, 1946 his application therefor as provided in Rule XVII of the Commission's rules of practice.

It is further ordered, That the Secretary of the Commission shall serve notice of this order by mailing a copy thereof by registered mail to The Middle West Corporation, Central and South West Utilities Company and American Public Service Company, and that notice shall be given to all other persons by publication thereof in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 46-3614; Filed, Mar. 6, 1946;  
2:33 p. m.]

[File No. 54-102]

GENERAL GAS & ELECTRIC CORP. AND ASSOCIATED GAS AND ELECTRIC CORP.

## ORDER RELEASING JURISDICTION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 1st day of March 1946.

In the matter of General Gas & Electric Corporation, and Trustees of Associated Gas and Electric Corporation with respect to a Plan of Divestment of Assets, Simplification of Corporate Structure and Equitable Distribution of Voting Power of General Gas and Electric Corporation, File No. 54-102.

Denis J. Driscoll and Willard L. Thorp, Trustees of Associated Gas and Electric Corporation, a registered holding company, and General Gas & Electric Corporation, a registered holding company and a subsidiary of said Trustees, having jointly filed an application and amendments and supplements thereto, pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 for approval of a plan of divestment of assets, simplification of corporate structure and equitable distribution of voting power of General Gas & Electric Corporation; and

The Commission having, on July 25, 1945, and August 23, 1945, entered its findings and opinion, and orders (Holding Company Act Release Nos. 5950 and 6001), approving said plan, as amended and as supplemented, subject to the reservation of jurisdiction with respect to (a) all accounting entries to be made in connection with carrying out the plan, (b) the terms, rights, and privileges of



the new common stock of General Gas and Electric Corporation and the number of shares thereof, (c) the determination of whether General Gas & Electric Corporation should be ordered to be dissolved, and (d) all fees and expenses to be paid in connection with the plan; and

Post-effective amendments to said plan having now been filed setting forth (a) the accounting entries proposed to be made on the books of General Gas & Electric Corporation and (b) the terms, rights, and privileges of the new common stock of General Gas & Electric Corporation and the number of shares thereof; and

The Commission having considered such post-effective amendments and deeming it appropriate in the public interest and the interest of investors and consumers to approve and permit said amendments to become effective and to release the jurisdiction heretofore reserved with respect to (a) the accounting entries to be made on the books of General Gas & Electric Corporation in connection with the plan, and (b) the terms, rights, and privileges of the new common stock of General Gas & Electric Corporation and the number of shares thereof:

*It is hereby ordered*, That said post-effective amendments be, and hereby are, approved and permitted to become effective and that jurisdiction with respect to (a) the accounting entries to be made by General Gas & Electric Corporation in connection with the plan, and (b) the terms, rights, and privileges of the new common stock of General Gas & Electric Corporation and the number of shares thereof be, and hereby is, released.

*It is further ordered*, That jurisdiction be continued with respect to (a) the determination of whether General Gas & Electric Corporation should be ordered to be dissolved, and (b) all fees and expenses to be paid in connection with the plan.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-3615; Filed, Mar. 6, 1946;  
2:33 p. m.]

[File No. 1-1438]

GULF AND SHIP ISLAND RAILROAD CO.

ORDER SETTING HEARING ON APPLICATION TO STRIKE FROM LISTING AND REGISTRATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 5th day of March A. D. 1946.

In the matter of Gulf and Ship Island Railroad Company, 5% First Mortgage Refunding and Terminal B Stamped Bonds, due February 1, 1952.

The New York Stock Exchange, pursuant to section 12 (d) of the Securities Exchange Act of 1934 and Rule X-12D2-1 (b) promulgated thereunder, having made application to strike from listing and registration the 5% First Mortgage Refunding and Terminal B Stamped Bonds, due February 1, 1952, of Gulf and Ship Island Railroad Company;

The Commission deeming it necessary for the protection of investors that a hearing be held in this matter at which all interested persons be given an opportunity to be heard;

*It is ordered*, That the matter be set down for hearing at 11:00 a. m. on Tuesday, March 19, 1946, at the office of the Securities and Exchange Commission, 120 Broadway, New York, New York, and continue thereafter at such times and places as the Commission or its officer herein designated shall determine, and that general notice thereof be given; and

*It is further ordered*, That Paul MacDonald, an officer of the Commission, be and he hereby is designated to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-3616; Filed, Mar. 6, 1946;  
2:33 p. m.]

[File Nos. 52-22, 70-1225]

ASSOCIATED GAS AND ELECTRIC CO. ET AL.

ORDER RELEASING JURISDICTION AND GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 1st day of March 1946.

In the matter of Stanley Clarke, trustee of Associated Gas and Electric Company, Denis J. Driscoll and Willard L. Thorp, trustees of Associated Gas and Electric Corporation, File No. 52-22; NY PA NJ Utilities Company, File No. 70-1225.

Stanley Clarke, Trustee of Associated Gas and Electric Company, a registered holding company, and Denis J. Driscoll and Willard L. Thorp, Trustees of Associated Gas and Electric Corporation, a registered holding company, having heretofore jointly filed an application pursuant to section 11 (f) of the Public Utility Holding Company Act of 1935, for approval of a plan, as amended, for the reorganization of said companies under said section of the act and Chapter X of the Bankruptcy Act (File No. 52-22); and

The Commission having, on April 14, 1944, entered its findings and opinion and order approving such plan, as amended, subject, among other things, to the reservation of jurisdiction with respect to the approval or disapproval of the accounting entries to be made, as of the effective date of the plan on the books of the surviving company to emerge from the reorganization; and

The plan having been approved by the United States District Court for the Southern District of New York ("Court"), accepted by the requisite percentages of the holders of all allowed claims and con-

firmed by said Court, and the effective date of the plan having been fixed by order of said Court as January 1, 1946; and

It appearing that, in consummating the plan of reorganization, Associated Gas and Electric Corporation was merged into Associated Gas and Electric Company and the name of the latter was changed to General Public Utilities Corporation ("GPU") (the surviving company); and

A post-effective amendment to said application having now been filed proposing the accounting entries to be made on the books of GPU as of the effective date of the plan; and

NY PA NJ Utilities Company ("NY PA NJ"), a registered holding company and a subsidiary of GPU, having filed an application (File No. 70-1225) wherein NY PA NJ proposes that it (a) adjust the carrying amounts of its investments in majority-owned subsidiaries, (b) allocate the carrying amounts of such investments among its majority-owned subsidiaries, and (c) reduce the carrying amount of its investment in 17,744 shares of the \$5.50 dividend series preferred stock of New England Gas and Electric Association to an amount equal to \$27.25 per share for each share owned; and

A consolidated public hearing having been held upon such matters, after appropriate notice, and the Commission having considered the record and having made and filed its findings and opinion herein;

*It is hereby ordered*, Pursuant to the applicable provisions of said act, that the jurisdiction heretofore reserved with respect to the accounting entries proposed to be made as of the effective date of the plan on the books of General Public Utilities Corporation be, and hereby is, released.

*It is further ordered*, That the application (File No. 70-1225) filed by NY PA NJ Utilities Company be, and hereby is, approved, subject, however, to the terms and conditions prescribed in Rule U-24 of the general rules and regulations.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-3617; Filed, Mar. 6, 1946;  
2:33 p. m.]

[File No. 70-1240]

UNION PRODUCING CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Penna., on the 4th day of March, A. D. 1946.

Notice is hereby given that an application and declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Union Producing Company ("Union"), a wholly-owned subsidiary of United Gas Corporation ("United") which is a subsidiary of Electric Power & Light Corporation, a registered holding company.

Notice is further given that any interested person may, not later than the



15th day of March, 1946, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, such application and declaration, as filed or as amended, may be approved or may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under said act, or the Commission may exempt such transaction as provided in Rule U-20 (a) and Rule U-100 thereof. Any such request should be addressed; Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said application and declaration, which is on file in the office of this Commission, for a statement of the transactions therein proposed, which are summarized as follows:

Union proposes to redeem for cash on or about March 25, 1946, \$1,000,000 principal amount of its 6% Debentures due March 1, 1952, in accordance with the provision thereof, at principal amount and accrued interest thereon to date fixed for such redemption. Union has presently outstanding \$39,000,000 of said 6% Debentures all of which are owned by United. The Debentures are pledged and held as collateral under the provisions of the Mortgage and Deed of Trust securing United's First Mortgage Bonds. The filing states that United has advised Union that it proposes to transfer the \$1,000,000 principal amount to be paid to the Trustee by Union to the Sinking Fund as the credit against current requirements in accordance with the provisions of the Mortgage.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-3618; Filed, Mar. 6, 1946;  
2:33 p. m.]

[File No. 70-1235]

PENNSYLVANIA EDISON CO.

#### ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 5th day of March 1946.

Pennsylvania Edison Company, a subsidiary of a registered holding company, having filed a declaration pursuant to section 12 (c) of the Public Utility Holding Company Act of 1935 and the general rules and regulations promulgated thereunder, regarding the proposed declaration and payment to the holders of its outstanding 123,466 shares of \$5 Series Cumulative Preferred Stock and 84,029 shares of \$2.80 Series Cumulative Preferred Stock of the regular quarterly dividend, for the quarter ending March 31, 1946, on such \$5 and \$2.80 Series Cumulative Preferred Stock, in the re-

spective amounts of \$1.25 and 70 cents per share and aggregating \$213,152.80; and

The company having stated that its books show a substantial earned surplus, but that preliminary original cost statements filed with the Pennsylvania Public Utility Commission and the Federal Power Commission indicate that the book value of the fixed capital of the company is about \$13,460,000 in excess of the original cost of its plant and properties; that such excess has not been segregated between Account 100.5 (electric plant acquisition adjustments) and Account 107 (electric plant adjustments) nor have arrangements yet been made for the disposition of such excess over original cost; and the company having further stated that it is not clear at this time as to whether or not the company has an earned surplus available for dividends on its preferred stock; and

Said declaration having been filed on February 18, 1946, and having been amended, and notice of said filing having been duly given in the form and manner prescribed in Rule U-23, promulgated pursuant to said act, and the Commission not having received a request for a hearing with respect to said declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The declarant having requested that the Commission advance the effective date of said declaration, and the Commission observing no basis for adverse findings under section 12 (c) or any other applicable section of the act or rules promulgated thereunder, and deeming it appropriate to grant the declarant's request for an acceleration:

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24 of the general rules and regulations, that the aforesaid declaration, as amended, be, and hereby is, permitted to become effective forthwith: *Provided, however*, That this order shall not be construed as a determination as to whether or not the company has an earned surplus available for dividends on its preferred stock, nor whether or not such dividend payments are taxable to the recipient pursuant to the provisions of the Internal Revenue Code, and subject to the further condition that Pennsylvania Edison Company shall accompany the dividend checks with a statement to the effect (1) that the Commission has not determined whether or not such payments constitute, in whole or in part, liquidating dividends or are made out of earned surplus available for dividends on its preferred stock, and (2) that the Commission does not purport to determine whether such dividend payments are or are not taxable to the recipient pursuant to the provisions of the Internal Revenue Code.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-3619; Filed, Mar. 6, 1946;  
2:34 p. m.]

[File No. 30-194]

#### ASSOCIATED GAS AND ELECTRIC CORP.

##### NOTICE OF FILING OF APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 5th day of March 1946.

In the matter of Denis J. Driscoll and Willard L. Thorp, trustees of Associated Gas and Electric Corporation; File No. 30-194.

Notice is hereby given that an application has been filed with this Commission pursuant to section 5 (d) of the Public Utility Holding Company Act of 1935 ("Act") by Denis J. Driscoll and Willard L. Thorp, formerly Trustees of Associated Gas and Electric Corporation, for an order under said act finding that they have ceased to be a holding company.

Notice is further given that any interested person may, not later than the 25th day of March, 1946, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. At any time thereafter such application as filed or as amended may be granted.

All interested persons are referred to said application which is on file in the office of this Commission for a complete statement of the matters contained in such application, which may be summarized as follows:

On or about August 15, 1940, Denis J. Driscoll and Willard L. Thorp, as Trustees of Associated Gas and Electric Corporation, a corporation in reorganization under Chapter X of the Bankruptcy Act in the United States District Court for the Southern District of New York ("Court"), filed a notification of registration under section 5 (a) of the act. A joint plan of reorganization for Associated Gas and Electric Corporation and its parent, Associated Gas and Electric Company, filed pursuant to section 11 (f) of the act and Chapter X of the Bankruptcy Act was confirmed by the Court on August 9, 1945, and has since been consummated. Denis J. Driscoll and Willard L. Thorp, pursuant to an order of the Court dated January 10, 1946, have divested themselves of their right, title, and interest in and to all assets held by them as Trustees, except for claims or causes of action assertable by or in favor of the Trustees of Associated Gas and Electric Corporation, or the estate of Associated Gas and Electric Corporation. As a result of such action taken by them, applicants state that on January 11, 1946 they ceased directly or indirectly to own, control, or hold with power to vote 10% or more of the outstanding voting securities of a public utility company or of a holding company. In addition, pursuant to an order of the Court dated February 6, 1946, the resignations of Denis J. Driscoll and Willard L. Thorp, as Trustees of Associated Gas



and Electric Corporation, became effective. Accordingly, applicants request that the Commission find and declare by order that Denis J. Driscoll and Willard L. Thorp, as Trustees of Associated Gas and Electric Corporation in reorganization under Chapter X of the Bankruptcy Act, have ceased to be a holding company.

By the Commission.

[SEAL] ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 46-3641; Filed, Mar. 7, 1946;  
9:46 a. m.]

[File No. 59-82]

#### MEMPHIS STREET RAILWAY

##### ORDER POSTPONING DATE FOR FILING ANSWER AND POSTPONING HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia 3, Pa., on the 5th day of March, A. D. 1946.

The Commission having, by order entered November 13, 1945, instituted proceedings pursuant to sections 11 (b) (2), 12 (c), 15 (f), and 20 (a) of the Public Utility Holding Company Act of 1935, naming The Memphis Street Railway Company as respondent; said order requiring, among other things, that said respondent file with the Secretary of the Commission, on or before January 2, 1946, its answer with respect to the allegations contained in paragraphs numbered 1 to 12, inclusive, of the order, and having directed that a hearing be held on January 8, 1946; and

The Commission having in its orders entered December 29, 1945 and January 31, 1946, extended, at the request of respondent, the time within which such answer could be filed until February 4, 1946 and March 4, 1946, respectively, and postponed the hearing to February 19, 1946 and March 19, 1946, respectively; and

The Memphis Street Railway Company having stated that National Power & Light Company, the indirect owner of all its issued and outstanding common stock, has formulated a plan for the rearrangement of the capital structure of the respondent, that respondent deems it desirable that it be afforded further time to consider the relationship of the plan developed by National Power & Light Company to the issues raised by said notice of and order for hearing entered November 13, 1945, and believes that such further study will result in economy of time with respect to further proceedings hereunder; and

The Commission deeming it appropriate under the circumstances that the dates for filing such answer and for the hearing herein be postponed;

It is ordered, That the period of time within which the respondent, The Memphis Street Railway Company, shall file with the Secretary of the Commission its answer with respect to the allegations contained in paragraphs numbered 1 to 12, inclusive, of said order dated November 13, 1945, be, and it hereby is, extended to and including March 18, 1946, and that the hearing in this mat-

ter, previously directed to be held on February 19, 1946, be, and the same hereby is, postponed to an indefinite future date to be designated by further order.

It is further ordered, That the time within which any person desiring to be heard or otherwise to participate in the above entitled proceeding shall notify the Commission, in the manner provided in Rule XVII of the Commission's rules of practice, be, and it hereby is, extended to and including March 14, 1946.

It is further ordered, That the respondent, The Memphis Street Railway Company, give prompt notice of said postponements by mailing a copy of this order to each of its stockholders at his last known address, and that the Secretary of the Commission shall serve notice of the entry of this order by mailing a copy thereof, forthwith, by registered mail to the board of Commissioners of the City of Memphis, Tennessee.

By the Commission.

[SEAL] ORVAL D. DUBOIS,  
Secretary.

[F. R. Doc. 46-3638; Filed, Mar. 7, 1946;  
9:45 a. m.]

[File Nos. 70-1194, 50-12]

#### PORTLAND ELECTRIC POWER CO. AND PORTLAND GENERAL ELECTRIC CO.

##### ORDER PERMITTING WITHDRAWAL

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 5th day of March 1946.

In the matter of Portland Electric Power Company, Portland General Electric Company, File No. 70-1194; and Portland Electric Power Company, Portland General Electric Company, File No. 50-12.

Portland Electric Power Company and Portland General Electric Company, registered holding companies, having filed a joint declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 (File No. 70-1194) proposing to sell their capital stock interest in Seattle Gas Company, a public utility subsidiary of Portland Electric Power Company and Portland General Electric Company, together with the capital stock interest in Seattle Gas Company held by Cazadero Real Estate Company, a subsidiary whose entire capital stock is owned by Portland Electric Power Company;

The Commission having entered an order on the 6th day of December, 1945 consolidating the above proceedings with proceedings theretofore instituted by the Commission on April 6, 1945 pursuant to Rule U-100 (b) of the Public Utility Holding Company Act of 1935 with respect to the withdrawal of an exemption granted by Rule U-44 (b) (2) (File No. 50-12), in which proceeding the Commission suspended, as to such companies, the applicability of such exemption to the transaction in question; said order of December 6, 1945 having reserved jurisdiction to separate for disposition said

matters; and a hearing having been held on said consolidated matters;

Portland Electric Power Company and Portland General Electric Company having requested permission to withdraw said joint declaration (File No. 70-1194) without prejudice to the right of the declarants to file a further declaration regarding the sale of said capital stock of Seattle Gas Company in the future;

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers to permit the joint declaration in this respect to be withdrawn;

It is ordered, That Portland Electric Power Company and Portland General Electric Company be, and they are hereby permitted to withdraw said joint declaration and that said joint declaration be, and it is hereby deemed withdrawn, without prejudice to the right of the declarants to file a further declaration regarding the sale of said Seattle Gas Company capital stock in the future.

By the Commission.

[SEAL] NELLYE A. THORSEN,  
Assistant to the Secretary.

[F. R. Doc. 46-3640; Filed, Mar. 7, 1946;  
9:45 a. m.]

[File No. 70-1214]

#### GENTILLY DEVELOPMENT CO., INC.

##### ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 5th day of March, A. D. 1946.

Gentilly Development Company, Inc. ("Gentilly"), a non-utility wholly owned subsidiary of Electric Power & Light Corporation ("Electric"), which in turn is a registered holding company subsidiary of Electric Bond and Share Company, also a registered holding company, having filed a declaration and amendment thereto pursuant to sections 12 (c) and 12 (f) of the Public Utility Holding Company Act of 1935 and Rule U-42 thereunder regarding the following proposed transaction:

Gentilly, the owner of unimproved real estate situated in the City of New Orleans, Louisiana, is indebted to Electric in the aggregate principal sum of \$146,136.63, represented by \$75,300 principal amount of non-interest bearing open account indebtedness, and fifteen 6% Demand Notes, bearing various dates, aggregating \$70,836.63 principal amount. The debt was incurred through advances made from time to time by Electric to Gentilly to meet the cash requirements of the latter company. Gentilly proposes to pay to Electric from the net proceeds of the sale of land to New Orleans Public Service, Inc., a public utility subsidiary of Electric, the sum of \$146,136.63 in full satisfaction of such indebtedness. No interest has been paid on said demand notes nor does the proposed payment include interest.

Said declaration and amendment thereto having been filed on the 8th



day of January, 1946, and the 22d day of January, 1946, respectively, and the notice of said filings having issued on the 31st day of January, 1946, and notice of said filings having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the declarant having postponed the effective date of the declaration, and the Commission not having received a request for a hearing with respect to said declaration, as amended, within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to said declaration, as amended, that the requirements of the applicable provisions of the act and the rules thereunder are satisfied and deeming it appropriate in the public interest and in the interest of investors and consumers that said declaration, as amended, be permitted to become effective:

*It is hereby ordered,* Pursuant to said Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24, that the said declaration, as amended, be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-3642; Filed, Mar. 7, 1946;  
9:47 a. m.]

[File No. 70-1229]

OKLAHOMA GAS AND ELECTRIC CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 5th day of March 1946.

Oklahoma Gas and Electric Company, a public utility company and a subsidiary of Standard Gas and Electric Company, a registered holding company, having filed an application and declaration and amendments thereto pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935, providing for: (a) the issue of 675,000 shares of new 4% Cumulative Preferred Stock of the par value of \$20 per share; (b) the issue and sale to commercial banks, and not for resale to the public, of \$9,075,000 principal amount of new serial notes, at 1½% interest, payable over a period of 7½ years; (c) the redemption of its presently outstanding 146,478 shares of 7% Cumulative Preferred Stock, of the par value of \$100 per share; (d) in connection with such redemption, the offer to present preferred stockholders of an opportunity to exchange such stock for new preferred stock, upon terms more fully set forth in said application and declaration; (e) the rescission of an undertaking entered into by the Company in 1943, pursuant to

which certain dividend restrictions were created; and (f) the exemption of the proposed issue of new 4% Cumulative Preferred Stock from the requirements of competitive bidding prescribed by Rule U-50; and

A public hearing having been held on said application and declaration, as amended, after appropriate notice; the Company and certain interested security holders having been heard; objections having been heard and considered by the Commission; and the Commission having considered the record and having made and filed its Findings and Opinion herein;

*It is ordered,* That said application and declaration, as amended, be, and the same is hereby, granted and permitted to become effective, except as to the proposed rescission of the aforesaid undertaking under which certain dividend restrictions were created, which is not approved at this time, and subject also to the terms and conditions prescribed in Rule U-24.

*It is further ordered,* That the proposed issue and exchange of the new 4% Cumulative Preferred Stock be, and the same hereby is, exempted from the provisions of Rule U-50.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 46-3639; Filed, Mar. 7, 1946;  
9:45 a. m.]